

STATE OF NORTH DAKOTA

JOURNAL OF THE SENATE

of the

TWENTY-THIRD SESSION

of the

LEGISLATIVE ASSEMBLY

Begun and held in the World War Memorial Building at
Bismarck, North Dakota, January 3, to
March 3, inclusive.

OLE H. OLSON, Lieutenant Governor
President of the Senate

SIDNEY A. PAPKE,
Secretary of the Senate



BISMARCK TRIBUNE

OFFICERS AND EMPLOYEES

Title	Name	Home Address
Secretary of the Senate	Sidney A. Papke	Grand Forks
1st Asst. Secretary	Joseph A. Kinzer	Valley City
2nd Asst. Secretary	D. Eldon Lum	Wahpeton
Desk Reporter	Marie A. Minnis	Fargo
Sergeant at Arms	Gust Carlson	New Rockford
Asst. Sergeant at Arms	John Redmon	Upham
Postmaster	P. A. Peterson	Pekin
Stenographer	Helene Krueger	Fessenden
Stenographer	Jennie Fisher	Grafton
Stenographer	Marie Pierce	Enderlin
Stenographer	Olivia Moen	Bucyrus
Stenographer	Julia Buechler	LaMoure
Stenographer	Rose Zlevor	Minot
Senate Chamber Custodian	Ed. Martell	Medina
Asst. Senate Chamber Custodian	Ole Vedo	Coleharbor
Committee Clerk	A. C. Slade	Rhame
Committee Clerk	Christ Holl	Wildrose
Committee Clerk	J. C. Miller	Bottineau
Committee Clerk	R. E. Anderson	Dodge
Committee Clerk	W. W. Wixer	Berthold
Committee Clerk	Dan Slick	Fredonia
Chief Mailing Clerk	V. C. Hamilton	Michigan
1st Asst. Mailing Clerk	S. I. Coffell	Ellendale
2nd Asst. Mailing Clerk	Valentine Keller	Bismarck
Chief Enrolling and Engrossing Clerk	Vernon Tinnes	Grand Forks
Asst. Enrolling and Engrossing Clerk	Mildred Patten	Plaza
Bill Room Clerk	Wm. G. Keck	Huff
Bill Clerk	Otto Hove	Leeds
Clerk	*Fanny Larson	Towner
Page	Minard Jacobson	Finley
Page	Roswell Kamrath	Leith
Page	Merle Langeberg	Stirum
Doorkeeper	K. C. Kopseng	Wellsburg
Gallery Doorkeeper	C. A. Ward	Hazleton
Proofreader	H. R. Long	Hurdsfield
Asst. Proofreader	Thomas Kjelland	Valley City
Governor's Messenger	Geo. D. Laird	Webster
Telephone Messenger	H. H. McCumber	Pettibone
Senate Messenger	Guttorm Sundfor	Watford City
Special Messenger	A. L. Morgan	Walcott
Cloak Room Attendant	Jerry O'Leary	Glenburn
Janitor	Peter Helland	Colgan
Chaplains	Clergymen	Bismarck-Mandan

*Resigned February 3, 1933.

SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Thomas Whelan	St. Thomas
2.	Part Ward	J. H. Burkhart	Berthold
3.	Part Walsh	Arthur Trovatten	Park River
4.	Part Walsh	P. J. Murphy	Grafton
5.	Part Grand Forks	J. E. Eastgate	Larimore
6.	Part Grand Forks	W. S. Whitman	Grand Forks
7.	Part Grand Forks	Dana J. Tinnes	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Part Cass	Arthur W. Fowler	Fargo
10.	Part Cass	John G. Plath	Davenport
11.	Part Cass	Wm. Watt	Leonard
12.	Part Richland	H. A. Field	Wahpeton
13.	Sargent	W. S. Handley	Stirum
14.	Ransom	Charles G. Bangert	Enderlin
15.	Part Barnes	John L. Micklethun	Valley City
16.	Griggs-Steele	Nels P. Simonson	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Albert Dubay	Fonda
20.	Benson	C. W. Fine	Sheyenne
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	E. E. Greene	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons	Anton Larson	Temvik
27.	Burleigh	S. S. McDonald	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Part Ward	G. A. Jones	Minot
30.	Morton	W. E. Martin	Mandan
31.	Stark	J. P. Cain	Dickinson
32.	Eddy-Foster	E. M. Indergaard	Carrington
33.	Wells	W. E. Mathaei	Fessenden
34.	McHenry	D. H. Hamilton	Eckman
35.	Kidder-Sheridan	O. E. Erickson	Tappen
36.	McIntosh-Logan	C. A. Miller	Gackle
37.	Part Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Part Barnes	C. J. Olson	Valley City
39.	Billings-Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke-Divide	C. E. Erickson	Crosby
41.	McKenzie	John K. Brostuen	Alexander
42.	Pierce	F. T. Gronvold	Rugby
43.	Renville	Walter J. Trout	Sherwood
44.	Mountrail	R. W. Patten	Plaza
45.	Williams	Alex Lind	Williston
46.	McLean	E. C. Stucke	Garrison
47.	Grant-Sioux	Wm. Kamrath	Leith
48.	Mercer-Oliver-Dunn	Frank J. Regeth, Jr.	Manning
49.	Adams-Hettinger	Herman Thorson	Bucyrus

HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Stone Hillman	Akra
		Mary A. Rathbun	Crystal
		Earl D. Symington	Neche
2.	Pt. Ward	J. E. Stoa	Carpio
		3.	Pt. Walsh
M. T. Lillehaugen	Brocket		
4.	Pt. Walsh	Andrew Johnston	Forest River
5.	Pt. Grand Forks	David Steedsman	Kempton
6.	Pt. Grand Forks	A. E. Sandlie	Grand Forks
7.	Pt. Grand Forks	D. C. Cunningham	Reynolds
8.	Traill	Karl H. Brunsdale	Portland
		H. W. McInnes	Kelso
		L. C. Odegard	Buxton
9.	Pt. Cass	K. A. Fitch	Fargo
		J. A. Jardine	Fargo
		Arthur C. Johnson	Fargo
		Nichol McKellar	Fargo
		L. L. Twichell	Fargo
10.	Pt. Cass	L. E. Correll	Casselton
		M. H. Holte	Gardner
11.	Pt. Cass	Carl H. Dittmer	Durbin
		F. Paul Smith	Amenia
12.	Pt. Richland	Dan R. Jones	Wahpeton
		J. D. Holthusen	Tyler
13.	Sargent	O. C. Anderson	Rutland
		A. N. Lavik	Milnor
14.	Ransom	Martin Larson	Nome
		Martin Lund	Englevale
15.	Pt. Barnes	Sam Oglesby	Wimbledon
16.	Griggs-Steele	Edw. Savre	Cooperstown
		Bjorn Fuglestad	Cooperstown
		C. F. Carlson	Hope
17.	Nelson	O. B. Larson	Brocket
		R. R. Lofthus	McVilleville
18.	Cavalier	M. P. Biewer	Dresden
		Wm. Crockett	Wales
		Ed. A. Hill	Wales
19.	Rolette	James McManus	St. John
		Carl Anfinson	Mylo
20.	Benson	Minnie D. Craig	Esmond
		J. C. Hanson	Oberon
21.	Ramsey	C. O. Arneson	Devils Lake
		Edwin Traynor	Starkweather
		Frank Gessner	Penn
22.	Towner	B. W. Lemke	Cando
		W. J. Gilchrist	Cando
23.	Stutsman	W. J. Flannigan	Jamestown
		R. E. Strutz	Jamestown
		R. R. Wright	Jamestown
		Ben Gilbertson	Jamestown
24.	LaMoure	Milton R. Young	Berlin
		C. H. Opdahl	Marion
25.	Dickey	J. F. Fitzgerald	Merricourt
		B. L. Nelson	LaMoure
26.	Emmons	Math Dahl	Hazelton
		Val P. Wolf	Hague
27.	Burleigh	Wm. B. Falconer	Bismarck

Dist.	County	Name	Address
		Milton Rue	Bismarck
		J. M. Thompson	Wilton
28.	Bottineau	Fred J. Shurr	Lansford
		Peter Peterson	Antler
		C. O. Svingen	Bottineau
29.	Pt. Ward	H. L. Nelson	Minot
		Jack A. Patterson	Minot
		Alfred Mostad	Minot
		Einar Muus	Minot
30.	Morton	W. J. Godwin	Mandan
		Guss A. Schauss	Mandan
		J. T. Nelson	Glen Ullin
31.	Stark	Christ J. Hanson	Belfield
		Ignatz Sticka	New England
		Fred Born	Richardton
32.	Eddy-Foster	W. W. Treffry	New Rockford
		H. A. Rindy	Carrington
33.	Wells	Geo. Aljets	Carrington
		C. L. Broschat	Cathay
34.	McHenry	Ole Ettestad	Balfour
		H. M. Hendrickson	Simcoe
		H. F. Niewoehner	Upham
35.	Kidder-Sheridan	Herbert F. Swett	Steele
		H. G. Kapfer	Anamoose
36.	McIntosh-Logan	D. L. Anderson	Burnstad
		H. D. Piper	Ashley
		W. H. Bettenhausen	Wishek
37.	Pt. Richland	M. H. Lynch	Lidgerwood
		C. H. Morgan	Walcott
38.	Pt. Barnes	C. J. Hanson	Litchville
39.	Billings, Bowman, Golden Valley and Slope	C. T. Olson	Bowman
		W. S. Place	Ranger
		Nels P. Noben	Beach
40.	Burke-Divide	George P. Homnes	Crosby
		Richard A. Owings	Lignite
		Einar Twete	Wildrose
41.	McKenzie	R. C. Sannes	Banks
		F. W. Ericksson	Charbonneau
42.	Pierce	Lewis Hagen	Pleasant Lake
		D. L. Peters	Wolford
43.	Renville	Gilbert Sundby	Mohall
44.	Mountrail	R. E. Swendseid	Stanley
		H. T. Peterson	Plaza
45.	Williams	Ben Fedje	Bonetrail
		O. N. Jodock	Wildrose
		Harvey R. Solberg	Marmon
46.	McLean	Ole O. Sundby	Ruso
		John A. Erickson	Blackwater
		R. R. Scholl	Washburn
47.	Grant-Sioux	Louis Endres	Fort Yates
		Christ Sprenger	Elgin
48.	Mercer, Oliver and Dunn	J. W. Bailey	Emerson
		Gottlieb Isaak	Dodge
		Nels P. Jensen	Hazen
49.	Adams-Hettinger	Samuel A. Espeland	Bentley
		O. C. Olson	Hettinger

ERRATA

Page 743, line thirty-eight, strike out the word "Concurrent."

Page 903, in last line on page, strike out the word "carried" and insert the word "lost."

Page 1007, in line fifteen from top of page, strike out the word "Senate" and insert the word "House" also change title of the bill.

On page 1044, line twelve, strike out the word "House" and insert the word "Senate."

On page 1421, line eight from bottom of page, strike out the word "Senate" and insert the word "House."

Journal of the Senate



Twenty-third Legislative Assembly

FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
January 3, 1933.

At the hour of twelve o'clock on the third day of January, 1933, it being the day and hour designated by the Constitution for convening the Legislative Assembly of the State of North Dakota, the hold-over members and members elected to the Senate of the Twenty-third Legislative Assembly assembled in the Burleigh County Memorial Building at Bismarck, North Dakota, and were called to order by J. L. Rosholt, Secretary of the Senate of the Twenty-second Legislative Assembly of the State of North Dakota.

Senator Hamilton moved that the presiding officer appoint a committee of three to escort the Lieutenant-Governor to the rostrum to be sworn in as President of the Senate, which motion prevailed.

The Secretary appointed as said committee Senators Hamilton, Magnuson and Porter.

Senator Fine moved that a committee of three be appointed by the presiding officer to escort Justice Birdzell to the rostrum for the purpose of administering the oath of office to the Lieutenant-Governor and to the newly elected Senators, which motion prevailed.

The Secretary appointed as such committee Senators Fine, Fredrickson and Lynch.

Justice Birdzell administered the oath of office to Lieutenant-Governor Olson.

Prayer by Chaplain Rev. Rindahl.

The following communication was received from the Secretary of State:

JOURNAL OF THE SENATE

DEPARTMENT OF STATE

Bismarck, North Dakota,
January 3, 1933.

Secretary of the Senate,
Twenty-third 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 qualified as members of the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1.	Pembina	Thomas Whelan	St. Thomas
2.	Pt. of Ward	J. H. Burkhart	Berthold
3.	Pt. of Walsh	Arthur Trovatten	Park River
4.	Pt. of Walsh	P. J. Murphy	Grafton
5.	Pt. of Grand Forks	J. E. Eastgate	Larimore
6.	Pt. of Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. of Grand Forks	Dana J. Tinnes	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Pt. of Cass	Arthur W. Fowler	Fargo
10.	Pt. of Cass	John G. Plath	Davenport
11.	Pt. of Cass	Wm. Watt	Leonard
12.	Pt. of Richland	H. A. Field	Wahpeton
13.	Sargent	W. S. Handley	Stirum
14.	Ransom	Charles G. Bangert	Enderlin
15.	Pt. of Barnes	John L. Miklethun	Valley City
16.	Griggs-Steele	N. P. Simonson	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Albert Dubay	Fonda
20.	Benson	C. W. Fine	Sheyenne
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	E. E. Greene	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons	Anton Larson	Temvik
27.	Burleigh	S. S. McDonald	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. of Ward	G. A. Jones	Minot
30.	Morton	W. E. Martin	Mandan
31.	Stark	J. P. Cain	Dickinson
32.	Eddy-Foster	E. M. Indergaard	Carrington
33.	Wells	W. E. Matthaei	Fessenden
34.	McHenry	D. H. Hamilton	Eckman
35.	Kidder-Sheridan	O. E. Erickson	Tappen
36.	McIntosh-Logan	C. A. Miller	Gackle
37.	Pt. of Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Pt. of Barnes	C. J. Olson	Valley City

Dist.	County	Name	Address
39.	Billings, Bowman, Golden Valley & Slope	Gust Wog.....	Belfield
40.	Burke-Divide	C. E. Erickson.....	Crosby
41.	McKenzie	J. K. Brostuen.....	Alexander
42.	Pierce	F. T. Gronvold.....	Rugby
43.	Renville	W. J. Trout.....	Sherwood
44.	Mountrail	R. W. Patten.....	Plaza
45.	Williams	Alex Lind.....	Williston
46.	McLean	E. C. Stucke.....	Garrison
47.	Grant-Sioux	Wm. Kamrath.....	Leith
48.	Mercer, Oliver & Dunn	Frank J. Regeth.....	Manning
49.	Adams-Hettinger..	Herman Thorson.....	Bucyrus

In witness whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 3rd day of January, A. D., 1933.

ROBERT BYRNE,
Secretary of State.

(Seal)

List of hold-over senators:

Dist.	County	Name	Address
2.	Pt. of Ward	J. H. Burkhart.....	Berthold
4.	Pt. of Walsh	P. J. Murphy.....	Grafton
6.	Pt. of Grand Forks	W. S. Whitman.....	Grand Forks
8.	Traill	C. Norman Brunsdale.....	Mayville
10.	Pt. of Cass	John G. Plath.....	Davenport
12.	Pt. of Richland	H. A. Field.....	Wahpeton
18.	Cavalier	W. H. Porter.....	Calvin
20.	Benson	C. W. Fine.....	Sheyenne
22.	Towner	S. J. Atkins.....	Cando
24.	LaMoure	W. D. Lynch.....	LaMoure
26.	Emmons	Anton Larson.....	Temvik
28.	Bottineau	Nels Magnuson.....	Souris
30.	Morton	W. E. Martin.....	Mandan
32.	Eddy-Foster	Elling M. Indergaard.....	Carrington
34.	McHenry	D. H. Hamilton.....	Eckman
36.	McIntosh-Logan	C. A. Miller.....	Gackle
40.	Burke-Divide	C. E. Erickson.....	Crosby
42.	Pierce	F. T. Gronvold.....	Rugby
44.	Mountrail	R. W. Patten.....	Plaza
46.	McLean	E. C. Stucke.....	Garrison

List of senators-elect:

Dist.	County	Name	Address
1.	Pembina	Thomas Whelan.....	St. Thomas
3.	Pt. of Walsh	Arthur Trovatten.....	Park River
5.	Pt. of Grand Forks	J. E. Eastgate.....	Larimore
7.	Pt. of Grand Forks	Dana J. Tinnes.....	Grand Forks
9.	Pt. of Cass	Arthur W. Fowler.....	Fargo
11.	Pt. of Cass	Wm. Watt.....	Leonard
13.	Sargent	W. S. Handley.....	Stirum
14.	Ransom	Charles G. Bangert.....	Enderlin
15.	Pt. of Barnes	John L. Miklethun.....	Valley City
16.	Griggs-Steele	Nels P. Simonson.....	Finley
17.	Nelson	L. O. Fredrickson.....	Pekin
19.	Rolette	Albert Dubay.....	Fonda

Dist.	County	Name	Address
21.	Ramsey	G. F. Drew	Devils Lake
23.	Stutsman	E. E. Greene	Jamestown
25.	Dickey	A. S. Marshall	Forbes
27.	Burleigh	S. S. McDonald	Bismarck
29.	Pt. of Ward	G. A. Jones	Minot
31.	Stark	J. P. Cain	Dickinson
33.	Wells	W. E. Matthaei	Fessenden
35.	Kidder-Sheridan	O. E. Erickson	Tappen
37.	Pt. of Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Pt. of Barnes	C. J. Olson	Valley City
39.	Billings, Bowman, Golden Valley & Slope	Gust Wog	Belfield
41.	McKenzie	John K. Brostuen	Alexander
43.	Renville	Walter J. Trout	Sherwood
45.	Williams	Alex Lind	Williston
47.	Grant-Sioux	Wm. Kamrath	Leith
48.	Mercer, Oliver & Dunn	Frank J. Regeth Jr.	Manning
49.	Adams-Hettinger	Herman Thorson	Bucyrus

Justice Birdzell administered the oath of office to all Senators-elect and requested them to subscribe to the oath of office.

ROLL CALL

All Senators present.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Senator Tinnes moved the nomination of Sidney A. Papke of Grand Forks County for Secretary of the Senate which motion prevailed.

ROLL CALL

The question being on the election of Sidney A. Papke as secretary of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So Sidney A. Papke was duly elected as Secretary of the Senate, Justice Birdzell administering the oath of office.

Senator Fredrickson moved that Marie A. Minnis of Cass County be nominated as Desk Stenographer, which motion prevailed.

ROLL CALL

The question being on the election of Marie A. Minnis as Desk Stenographer, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So Marie A. Minnis was duly elected as Desk Stenographer, Justice Birdzell administering the oath of office.

Senator Indergaard moved that Gust Carlson of Eddy County be placed in nomination as Sergeant-at-Arms of the Senate, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So, Gust Carlson was duly elected Sergeant-at-Arms, Justice Birdzell administering the oath of office.

Senator Atkins moved that J. L. Rosholt, Secretary of the Twenty-Second Legislative Assembly, who called the Senate to order, be paid his actual and necessary expenses and one day's pay for his services as Secretary of the Senate this day.

ROLL CALL

The question being on the motion of Senator Atkins, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman

Messrs.	Messrs.	Messrs.
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Senator Drew moved that the Senate extend a vote of thanks to Mr. J. L. Rosholt, the outgoing Secretary, for his faithful services as Secretary of the Senate of the Twenty-Second Legislative Assembly, which motion prevailed.

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

The President appointed Senators Marshall, Whitman and Stucke to act on such committee.

Senator Bonzer moved that the President of the Senate appoint a committee of three to notify the House of Representatives that the Senate is organized and ready for the transaction of business, which motion prevailed. The President appointed as members of such committee Senators Bonzer, Erickson of Divide, and Watt.

Senator McDonald moved that the President of the Senate appoint a committee of three to act with a like committee from the House of Representatives to make arrangements for the joint session, which motion prevailed. The President appointed Senators McDonald, Fine and Lynch.

Senator Indergaard moved that the President of the Senate appoint a temporary committee of three on the Revision and Correction of the Journal, which motion prevailed. The President appointed on such committee Senators Indergaard, Field and Drew.

Senator Stucke moved that a committee of three be appointed by the President of the Senate relative to making necessary arrangements for Senate Committee Rooms, which motion prevailed.

The President appointed Senators Stucke, Whitman and Erickson of Kidder, to serve on such committee.

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

The President appointed as members of this committee Senators McDonald, Field and Bonzer.

Senator Larson moved that the rules of the Twenty-second Legislative Assembly be adopted as temporary rules for the Twenty-third Session, which motion prevailed.

Senator Fredrickson moved that a committee of four be appointed to act with the President of the Senate as a committee of committees, which motion prevailed.

The President appointed Senators Magnuson, Fredrickson, Porter and Cain.

Senator Matthaei moved that the President of the Senate appoint a committee of five to serve as a committee on employment, which motion prevailed.

The President appointed Senators Matthaei, Lynch, Marshall, Hamilton and Atkins.

Senator Fowler: Mr. President.

Mr. President: Senator Fowler.

Senator Fowler: Since the convening of the last Senate Session, the all-wise Creator has seen fit to remove from our midst several of those members with whom we associated in prior Sessions of this Senate. It has always been customary and fitting that resolutions be adopted in Legislative bodies and other bodies, on occasions of this character and that joint Sessions of the two bodies be held, at which memorial addresses may be delivered upon occasions of this kind. I am not going to take the time of the Senate at this time to lay the proceedings here, but with respect to this matter I am going to make a motion, Mr. President, that the President appoint a committee of three to prepare fitting resolutions relative to the death of the late beloved presiding officer, John W. Carr, and the three members of the Senate with whom we were associated here and worked with during the last two sessions, Senators Crocker, Putnam and Renauld.

Which motion prevailed, and the President appointed Senators Fowler, Brunsdale and Magnuson to act on said committee.

Senator Murphy: I think it is fitting before we recess that we have a few words from the Lieutenant-Governor. It has always been customary.

Lieutenant-Governor:

Members of the Senate: I deem it a great privilege for me to be here presiding over this body at this time. Little did I dream four years ago when I left here that I would be back here serving in this capacity.

I have worked with many of you for several Sessions and it gives me great pleasure to come back and work with the members of the Senate.

There have been times when we have been in disagreement in the past. However, I believe we are getting closer and closer together and forgetting about the past.

When I look over the conditions existing today in our State, I feel it is about time that we get together and forget the differences that we may have had. Instead, we should be united for the best interests of the people of our State who have built this State and to legislate for the benefit of all of them. I am sure we have nothing to fear if we will only stand united and work together to solve the problems which face us today.

There are times when we will differ, I am sure, and it is right that we should have our differences relative to legislation, but we should always keep in mind that we are doing our best for our fellow-men and for our State and Nation and for our homes.

I have lived in North Dakota for thirty-seven years. I have lived on my farm during that entire time and when I see that the only foundation of civilization in our State and Nation is being shaken, that is, the individual homes and the farms being taken away from the people who have lived on those farms for forty or fifty years, it gives me more reason for hoping that we, assembled here today, may work together for the welfare of all of the people of our State. I thank you.

Senator Matthaei moved that the Senate recess subject to the call of the Chair.

The Senate was again called to order by the President.

Senator Marshall reported that the committee to notify the Governor that the Senate was organized and ready to receive messages, had been delivered and requested that the committee be discharged, which request was granted.

Senator Bonzer reported that the committee appointed to notify the House of Representatives that the Senate was organized and ready to receive communications, had performed its duty and requested that the committee be discharged, which request was granted.

Senator Stucke moved that this Senate in memory of the late Lieutenant-Governor John W. Carr and Senators Crocker, Putnam and Renauld, do now recess until 12:30 tomorrow afternoon, which motion prevailed and the Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

FIRST DAY AFTER RECESS AND SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 4, 1933.

The Senate convened at 12:30 P. M. pursuant to recess, the President presiding.

Senator Hamilton moved that a committee of one be appointed by the President to escort U. S. Senator Gerald P. Nye to the President's rostrum.

Senator Hamilton was appointed to escort Senator Nye to the rostrum.

The President introduced U. S. Senator Gerald P. Nye.

Senator Nye addressed the members of the Senate.

"Mr. President, Gentlemen of the Senate: This is a little bit of a surprise. I stepped onto the floor to speak to one of your members and now I am asked to speak to all of you. I am quite aware of the fact that each and every one of you is weighing with greatest care, greatest consideration, perhaps the greatest problems that have ever confronted a State Legislature. These times are contributing factors and features that must make everyone of us mindful not so much of a political party or individual political well-being as we must be mindful of the well-being and the future of our State. There is only one consolation that can come out of times like these and that is that those problems we are having to deal with in North Dakota are not at all dissimilar to the problems of every other State in the Union. In meeting and solving ultimately, these problems, while we are going to encounter disagreements, I am sure, in applying ourselves that we have one first principal in mind, that is, what is the best for the future of our State and what is going to be best for the future generation. Proceeding in the course of our legislative duties, ultimately we are going to be able to look back upon this period and, I hope, call them periods from which we gained a great deal of education that has made us a better race to govern ourselves as our fathers hoped we would prove to have the ability to govern ourselves. I thank you, Mr. President."

Senator Matthaei moved the nomination of the following employees:

Senate Stenographers: Helene Krueger, Fessenden, Wells County and Jennie Fisher, Grafton, Walsh County.

Postmaster of the Senate: P. A. Peterson, Pekin, Nelson County.

Assistant Sergeant-at-Arms: John Redmon, Upham, McHenry County.

Telephone Messenger: H. H. McCumber, Pettibone, Kidder County.

Senator Murphy moved that one roll call be taken on employees but the Senate Journal should show a separate roll call for each candidate, which motion prevailed.

ROLL CALL

The question being on the election of Helene Krueger, Fessenden, Wells County, and Jennie Fisher, Grafton, Walsh County, as Senate Stenographers; P. A. Peterson, Pekin, Nelson County, Postmaster of the Senate; John Redmon, Upham, McHenry County, as Assistant Sergeant-at-Arms and H. H. McCumber, Pettibone, Kidder County as Telephone Messenger, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Olson	Simonson

So such employees were declared duly elected.

The President administered the oath of office to the new Senate employees.

ROLL CALL

The question being on the election of Helene Krueger, Fessenden, Wells County, as Senate Stenographer, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Olson	Simonson

So Helene Krueger was elected as Senate Stenographer.

ROLL CALL

The question being on the election of Jennie Fisher, Grafton, Walsh County as Senate Stenographer, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Olson	Simonson

So Jennie Fisher was elected as Senate Stenographer.

ROLL CALL

The question being on the election of P. A. Peterson, Pekin, McHenry County, as Postmaster of the Senate, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Olson	Simonson

So P. A. Peterson was duly elected Postmaster of the Senate.

ROLL CALL

The question being on the election of John Redmon, Upham, McHenry County as Assistant Sergeant-at-Arms, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan

Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.	
Lynch	Porter	Simonson
Olson		

So John Redmon was elected Assistant Sergeant-at-Arms.

The question being on the election of H. H. McCumber, Pettibone, Kidder County, as Telephone Messenger, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Olson	Simonson

So H. H. McCumber was duly elected as Telephone Messenger.

Senator Hamilton moved for a ten minute recess for the purpose of selecting seats, which motion prevailed.

MESSAGE FROM THE HOUSE

Representatives Peters, Crockett and Homnes informed the Senate that the House is organized and ready for business.

Senator Hamilton moved that the selection of seats be left until tomorrow, which motion prevailed.

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

SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 4, 1933.

The Senate convened pursuant to adjournment, the President presiding.

Prayer by Chaplain Rev. Rindahl.

ROLL CALL

The roll was called and there were ayes, 46; absent and not voting, 3.

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McDonald	Simonson	Wog

The President announced that a quorum was present.

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

On page 2 line 32 strike out the word "Barlow" and insert in lieu thereof the word "Carrington."

And when so corrected, recommend that the same be approved.

E. M. INDERGAARD,
Chairman.

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

Senator Hamilton moved that all absent Senators be excused, which motion prevailed.

Senator Hamilton moved that the Senate recess subject to the call of the President, for the purpose of attending the joint session with the House to hear the Governor's message and the inaugural ceremonies of elected State officials, which motion prevailed.

The Senate was called to order, with Senator Hamilton presiding.

Senator Matthaei moved that the Senate recess until 1:30 P. M. tomorrow, which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

SECOND DAY AFTER RECESS AND THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
January 5, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President presiding.

Senator Marshall moved that the Senate return to the seventh order of business.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: H. G. Lewis, Ellendale, N. D.; Lewis Stewart, Ellendale, N. D.; Florence Stewart, Ellendale, N. D.; S. I. Cofell, Ellendale, N. D.; William Hogana, Ellendale, N. D.; Fred Bowerman, Clement, N. D.; L. H. Byer, Ellendale, N. D.; Albert Larson, Oakes, N. D.; August Herberg, Merricourt, N. D.; Isaac Mattson, Minot, N. D.; Ed. Meldahl, Valley City, N. D.; R. A. Kinzer, Valley City, N. D.; Leo Wagner, Sanborn, N. D.; S. N. Johnsgaard, Valley City, N. D.; Joseph Kinzer, Valley City, N. D.; M. N. Eknes, Valley City, N. D.; Gottlieb Diede, Antelope, N. D.; David Diede, Antelope, N. D.; Al. N. Nelson, Keene, N. D.; Thos. J. Thorson, Cartwright, N. D.; G. Sunfur, Watford City, N. D.; Thomas Kjelland, Valley City, N. D.; L. W. Farran, Stirum, N. D.

Senator Cain moved that the Senate recess until five minutes to Two o'clock.

Which motion prevailed.

Senator Matthaai moved that the Senate do now go into executive session to receive a message from the Governor.

Which motion prevailed, and the Senate went into executive session.

Senator Hamilton moved to dissolve from the executive session.

Which motion prevailed.

In open session the President announced the Senate had under consideration in executive session a sealed communication from the Governor wherein he nominated and asked the Senate to advise and consent to the appointment of Frank A. Vogel as State Tax Commissioner; and that with unanimous consent the Senate had advised and consented to such nomination.

Senator Matthaei moved that the Senate return to the sixth order of business.

Which motion prevailed.

Senator Matthaei moved the nomination of the following Senate employees:

Assistant Mailing Clerk—S. I. Cofell, Ellendale.

Unassigned Committee Clerks—Ed. Martel, Medina; Kristian Holl, Wildrose; A. C. Slade, Rhame.

Senate Stenographers—Marie Pierce, Enderlin; Harriet M. Botz, Cando.

Doorkeeper—K. C. Kopseng, Wellsburg.

Assistant Enrolling and Engrossing Clerk—Mildred Patten, Plaza.

Page—Roswell Kamrath, Leith.

Cloak Room Attendant—Jerry O'Leary, Glenburn.

Senator Mikelthun moved that one roll call be taken on employees but the Senate Journal should show a separate roll call for each candidate.

Which motion prevailed.

ROLL CALL

The question being on the election of: S. I. Cofell, Ellendale, as Assistant Mailing Clerk; Kristian Holl, Wildrose, A. C. Slade, Rhame, and Ed. Martel, Medina, as Unassigned Committee Clerks; Marie Pierce, Enderlin and Harriet M. Botz, Cando, as Senate Stenographers; K. C. Kopseng, Wellsburg, Doorkeeper; Mildred Patten, Plaza, Assistant Enrolling and Engrossing Clerk; Roswell Kamrath, Leith, Page; Jerry O'Leary, Glenburn, Cloak Room Attendant, the roll was called and there were ayes, 47; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So such Senate employees were declared duly elected.

ROLL CALL

The question being on the election of K. C. Kopseng, Wellsburg, as Senate Doorkeeper, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So K. C. Kopseng, Wellsburg, N. Dak., was elected Senate Doorkeeper.

ROLL CALL

The question being on the election of Marie Pierce, Ender-

lin, as Senate Stenographer, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Marie Pierce, Enderlin, N. Dak., was elected Senate Stenographer.

ROLL CALL

The question being on the election of Roswell Kamrath, Leith, as Page, the roll was called and there were ayes, 47; nay, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Roswell Kamrath was declared duly elected as Page.

ROLL CALL

The question being on the election of E. A. Martel, Medina, as an unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.
Miller
Simonson

So Ed. Martel, Medina, N. Dak., was elected as an unassigned Committee Clerk.

ROLL CALL

The question being on the election of Kristian Holl, Wild-rose, as an unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes

Messrs.	Messrs.	Messrs.
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Kristian Holl was declared elected as an unassigned Committee Clerk.

ROLL CALL

The question being on the election of Harriet M. Botz, Cando, as a Senate Stenographer, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Harriet M. Botz was declared elected as a Senate Stenographer.

ROLL CALL

The question being on the election of Mildred Patten, Plaza, as Assistant Engrossing and Enrolling Clerk, the roll was called and there were ayes, 47; nay, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Mildred Patten was declared elected Assistant Engrossing and Enrolling Clerk.

ROLL CALL

The question being on the election of A. C. Slade, Rhame, as an unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So A. C. Slade was declared elected as an unassigned Committee Clerk.

ROLL CALL

The question being on the election of Jerry O'Leary, Glenburn, as Cloak Room Attendant, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So Jerry O'Leary was declared elected as Cloak Room Attendant.

ROLL CALL

The question being on the election of S. I. Cofell, Ellendale, as Assistant Mailing Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten

Messrs.	Messrs.	Messrs.
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Simonson

So S. I. Cofell was declared elected as Assistant Mailing Clerk.

The President administered the oath of office to such employees.

Senator Cain: Mr. President.

Mr. President: Senator Cain.

Senator Cain: The Associated Press has just announced the death of Ex-president Calvin Coolidge. Out of respect for his memory, and the position that he occupied or held in the Nation, I move that the Senate do now adjourn.

Which motion prevailed.

The Senate stood adjourned.

THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
January 5, 1933.

The Senate convened pursuant to adjournment, the President presiding.

Prayer by Chaplain Rev. Rindahl.

The roll was called and there were present, 47; absent, 2.

ROLL CALL

Those present were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhardt	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent:

Messrs.	Messrs.
Miller	Simonson

The President announced that a quorum was present.

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

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

That the spelling of the name "Helen" in line two and line 33 from the top on page two be corrected so as to be spelled "Helene."

Your Committee further recommends that the remarks by United States Senator Gerald P. Nye to the Senate, be inserted in the Senate Journal on page 1 following the line: "Senator Nye addressed the members of the Senate."

And when so corrected, recommend that the same be approved.

E. M. INDERGAARD,
Chairman.

Senator Indergaard moved that the report be adopted.

Which motion prevailed.

Senator Fine moved that the Sargeant-at-Arms be instructed to supply all members of the Senate with Rules for tomorrow's session.

Which motion prevailed.

Senator McDonald moved that the Committee on Arrangements for the Joint Session, having completed its duties, be discharged, which request was granted.

Senator Indergaard introduced Senate Concurrent Resolution A and moved its adoption.

SENATE CONCURRENT RESOLUTION NO. "A"

Introduced by Senator Indergaard.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:

WHEREAS, the 72nd Congress of the United States of America, at the first session begun and held at the City of Washington, on Monday, the 7th day of December, 1931, by a constitutional majority of two-thirds thereof, made and passed a proposal to amend the Constitution of the United States of America in the following words, which joint resolution was duly ratified by Congress on March 3rd, 1932, and approved by the President of the United States, to-wit:

"JOINT RESOLUTION

"Proposing an amendment to the Constitution of the United States, fixing the commencement of the terms of President, Vice President and members of Congress, and fixing the time of the assembly of Congress.

"Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled (Two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution, which shall be valid to all intents and purposes as part of the Constitution when ratified by the Legislatures of three-fourths of the several states.

'ARTICLE

'Section 1. The terms of the President and Vice President shall end at noon on the 20th day of January and the terms of Senators and Representatives at noon on the 3rd day of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

'Section 2. The Congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3rd day of January, unless they shall by law appoint a different day.

'Section 3. If, at the time fixed for the beginning of the term of the President, the President-elect shall have died, the Vice President-elect shall become President. If a President shall not have been chosen before the time fixed for the beginning of his term, or if the President-elect shall have failed to qualify, then the Vice President-elect shall act as President until a President shall have qualified; and the Congress may by law provide for the case wherein neither a President-elect nor a Vice President-elect shall have qualified, declaring who shall then act as President, or the manner in

which one who is to act shall be selected, and such persons shall act accordingly until a President or Vice President shall have qualified.

'Section 4. The Congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice President whenever the right of choice shall have devolved upon them.

'Section 5. Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

'Section 6. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the Legislatures of three-fourths of the several states within seven years from the date of its submission.'"

THEREFORE, BE IT RESOLVED, by the Legislative Assembly of the State of North Dakota, duly convened, that the said foregoing proposed amendment to the Constitution of the United States of America be, and the same is, hereby ratified by the Legislative Assembly of the State of North Dakota.

AND BE IT FURTHER RESOLVED, that certified copies of this Joint Resolution be forwarded by the Governor of this State to the Secretary of State for the United States of America at Washington, D. C., and to the President of the Senate and the Speaker of the House of Representatives of the National Congress.

A Roll Call was demanded.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution No. "A", the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.
Miller

So the resolution was declared adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, N. D.,
January 5, 1933.

Mr. President: I have the honor to inform you that the House has appointed the following committee to act with a like committee from the Senate to draw suitable resolutions on the death of Ex-president Calvin Coolidge: Representatives Swett, Sandlie, and Traynor.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved that the Senate return to the Seventh Order of Business.

Which motion prevailed.

Senator Cain moved that the President of the Senate appoint a committee of three to act with the committee appointed by the House to prepare suitable resolutions on the death of Ex-president Calvin Coolidge.

The President appointed Senators Cain, Fowler and Hamilton.

Senator Fredrickson moved that all absent Senators be excused.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: S. C. Tibbetts, Michigan, N. D.; Albert Dustebeck, Michigan, N. D.; S. T. Kvamen, Minot, N. D.

Senator Hamilton moved that the Senate recess for ten minutes to select their seats.

Which motion prevailed.

The Senate stood recessed for ten minutes.

Senator Hamilton moved that the President of the Senate appoint a committee of three to act with a like committee of the House for the distribution of the Bills and Journals.

Which motion prevailed.

The President appointed Senators Whitman, Martin and Whelan to act on such committee.

Senator Patten moved that the Senate do now adjourn.

Senator Patten withdrew his motion for adjournment.

Senator Marshall moved to return to the Seventh Order of Business.

Mr. President: We are now on the Seventh Order of Business.

Mr. President: S. I. Cofell will please come forward and be sworn in as Assistant Mailing Clerk.

Senator Watt moved that the Sargeant-at-Arms place on the desks of each Senator a copy of a directory stating where the State offices are located.

Which motion prevailed.

Senator Bangert moved that the Senate recess until tomorrow at 1:30 P. M.

Which motion prevailed, and the Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

THIRD DAY AFTER RECESS AND FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 6, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President presiding.

The President announced that the Senate was on the Seventh Order of Business.

Senator Matthaai moved to return to the Fifth Order of Business.

Which motion prevailed.

Senator Matthaai moved the nomination of the following Senate employees:

First Assistant Secretary—Joseph A. Kinzer, Valley City.

Senate Chamber Custodian—Guttorm Sundfor, Watford City.

Assistant Senate Chamber Custodian—Ole Vedo, Coleharbor.

Senate Messenger—Peter Helland, Colgan.

Second Assistant Mailing Clerk—Valentin Keller, Sr., Bismarck.

Pages—Minard Jacobson, Finley; Merl Langeberg, Stirum.

Bill Room Clerk—William Gordon Keck, Huff.

Unassigned Committee Clerks—R. E. Anderson, Dodge; Geo. D. Laird, Webster; J. C. Miller, Bottineau.

Janitor—William W. Wixer, Berthold.

Second Assistant Secretary—D. Eldon Lum, Wahpeton.

Stenographers—Olivia Moen, Bucyrus; Rose Zlevor, Minot.

Enrolling and Engrossing Clerk—Vernon Tinnes, Grand Forks.

Bill Clerk—Otto Hove, Leeds.

Gallery Door Keeper—C. A. Ward, Hazelton.

Proof Reader—H. R. Long, Hurdsfield.

Assistant Proof Reader—Thomas Kjelland, Valley City.

Which motion prevailed.

Senator Brunsdale moved that one roll call be taken on the election of employees but that the Senate Journal should show a separate roll call for each candidate.

Which motion prevailed.

The question being on the election of: First Assistant Secretary—Joseph A. Kinzer, Valley City; Senate Chamber Custodian—Guttorm Sundfor, Watford City; Assistant Senate Chamber Custodian—Ole Vedo, Coleharbor; Senate Messenger—Peter Helland, Colgan; Second Assistant Mailing Clerk—Valentin Keller, Sr., Bismarck; Pages—Minard Jacobson, Finley, and Merl Langeberg, Stirum; Bill Room Clerk—William Gordon Keck, Huff; Unassigned Committee Clerks—R. E. Anderson, Dodge; Geo. D. Laird, Webster, and J. C. Miller, Bottineau; Janitor—William W. Wixer, Berthold; Second Assistant to Secretary—D. Eldon Lum, Wahpeton; Stenographers—Olivia Moen, Bucyrus, and Rose Zlevor, Minot; Enrolling and Engrossing Clerk—Vernon Tinnes, Grand Forks; Bill Clerk—Otto Hove, Leeds; Gallery Door Keeper—C. A. Ward, Hazelton; Proof Reader—H. R. Long, Hurdsfield; Assistant Proof Reader—Thomas Kjelland, Valley City, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So such Senate employees were declared duly elected.

ROLL CALL

The question being on the election of Joseph A. Kinzer, Valley City, as First Assistant Secretary, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Joseph A. Kinzer was declared duly elected as First Assistant Secretary.

ROLL CALL

The question being on the election of Guttorm Sundfor, Watford City, as Senate Chamber Custodian, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke

Messrs.	Messrs.	Messrs.
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Guttorm Sundfor was declared duly elected as Senate Chamber Custodian.

ROLL CALL

The question being on the election of Ole Vedo, Coleharbor, as Assistant Senate Chamber Custodian, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Ole Vedo was declared duly elected as Assistant Senate Chamber Custodian.

The question being on the election of Peter Helland, Colgan,

as Senate Messenger, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Peter Helland was declared duly elected as Senate Messenger.

ROLL CALL

The question being on the election of Valentin Keller, Sr., Bismarck, as Second Assistant Mailing Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt

Messrs.	Messrs.	Messrs.
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Valentin Keller, Sr., was declared duly elected as Second Assistant Mailing Clerk.

ROLL CALL

The question being on the election of Minard Jacobson, Finley, as Page, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Minard Jacobson was declared duly elected Page.

ROLL CALL

The question being on the election of Merl Langeberg of Stirum as Page, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Merl Langeberg was declared duly elected Page.

ROLL CALL

The question being on the election of William Gordon Keck, Huff, as Bill Room Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So William Gordon Keck was declared duly elected Bill Room Clerk.

ROLL CALL

The question being on the election of R. E. Anderson, Dodge, as Unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So R. E. Anderson was declared duly elected as an Unassigned Committee Clerk.

ROLL CALL

The question being on the election of Geo. D. Laird, Webster, as an Unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Geo. D. Laird was declared duly elected as an Unassigned Committee Clerk.

ROLL CALL

The question being on the election of J. C. Miller, Bottineau, as an Unassigned Committee Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So J. C. Miller was declared duly elected as an Unassigned Committee Clerk.

ROLL CALL

The question being on the election of William W. Wixer,

Berthold, as Janitor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So William W. Wixer was declared duly elected Janitor.

ROLL CALL

The question being on the election of D. Eldon Lum, Wahpeton, as Second Assistant Secretary, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So D. Eldon Lum was declared duly elected Second Assistant Secretary.

ROLL CALL

The question being on the election of Olivia Moen, Bucyrus, as Stenographer, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Olivia Moen was declared duly elected as a Stenographer.

ROLL CALL

The question being on the election of Rose Zlevor, Minot, as Stenographer, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter

Messrs.	Messrs.	Messrs.
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Rose Zlevor was declared duly elected as a Stenographer.

ROLL CALL

The question being on the election of Vernon Tinnes, Grand Forks as Enrolling and Engrossing Clerk, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Vernon Tinnes was declared duly elected as Enrolling and Engrossing Clerk.

ROLL CALL

The question being on the election of Otto Hove, Leeds, as Bill Clerk, the roll was called and there were ayes, 47; nays, 0, absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Otto Hove was declared duly elected as Bill Clerk.

ROLL CALL

The question being on the election of C. A. Ward, Hazelton, as Gallery Door Keeper, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten

Messrs.	Messrs.	Messrs.
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So C. A. Ward was declared duly elected Gallery Door Keeper.

ROLL CALL

The question being on the election of H. R. Long, Hurdsfield, as Proof Reader, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So H. R. Long was declared duly elected as Proof Reader.

ROLL CALL

The question being on the election of Thomas Kjelland, Valley City, as Assistant Proof Reader, the roll was called

and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Miller	Plath

So Thomas Kjelland was declared duly elected as Assistant Proof Reader.

The President administered the oath of office to all elected employees, with the exception of Otto Hove, Leeds, and Thomas Kjelland, Valley City, who were absent when the oath was administered to the other employees.

Senator Whitman moved we take up the Sixth Order of Business.

Mr. President: We are now on the Sixth order of Business.

REPORT OF SELECT COMMITTEES

Mr. President:

Your committee appointed to confer with a like committee from the House beg leave to report as follows:

We recommend the printing of 4,500 copies of the Journal of each day's proceedings of each House and that there be assigned to the presiding officer of the House and Senate, also to each member of the respective houses, ten copies of this Journal; and that in addition thereto there be placed on the mailing list all state institutions, public libraries,

state historical societies, high schools, consolidated rural schools, all county judges, county auditors, the auditor of each incorporated city, the president of the village council of each incorporated village; that any newspaper published in the state, any farmers' club, commercial club, or women's club within the state may be placed on the mailing list at the request of any member of either house; that all bills and Journals authorized by this resolution to be printed shall be delivered by the printer direct to the secretary of the publication and printing commission, who shall receipt therefor to the printer.

That we recommend that each member of the Senate hand to the chairman of this committee a list of names and addresses to whom he wishes copies mailed, such list to be handed by the chairman to the mailing clerk.

And, we would recommend that there be printed 500 copies of the permanent Journals, the 500 copies of the permanent Journals herein provided for to be distributed as follows:

One copy to each member of the respective houses and the President of the Senate, and the balance to be delivered to the office of the Secretary of State and by him to be distributed as provided by law.

There is also to be printed 1,000 copies of each bill introduced in either house.

W. S. WHITMAN,
Chairman.

Senator Whitman moved that the report of the committee be adopted.

Which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes

Messrs.	Messrs.	Messrs.
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kamrath	Miller	Plath

So the report was adopted.

Mr. President: We are now on the Seventh Order of Business.

MOTIONS AND RESOLUTIONS

JOINT RESOLUTION

WHEREAS, Calvin Coolidge, former President of the United States, has passed to the great beyond, and

WHEREAS, We, the members of the Twenty-third Legislative Assembly of the State of North Dakota, are deeply appreciative of the worth of this splendid citizen of America, and of the great loss which his passing means to our country, now therefore

BE IT RESOLVED that the President of the Senate and the Speaker of the House be authorized to send the following message to Mrs. Coolidge:

Mrs. Calvin Coolidge,
Northampton, Mass.

The North Dakota Legislative Assembly desires to express to you its deepest sympathy in the loss of your illustrious husband. In common with all America we appreciate his contribution to our civilization, and we mourn his loss.

May Divine Providence sustain you and grant you fortitude in this trying hour.

OLE H. OLSON,
President of the Senate

MINNIE D. CRAIG,
Speaker of the House.

BE IT FURTHER RESOLVED, that the Secretary of the Senate be instructed to prepare a suitably engrossed copy of this Resolution and forward the same to Mrs. Coolidge.

Senator Cain moved that the rules be suspended and the Resolution be adopted by a rising vote.

Which motion prevailed.

Senator Fine moved for adjournment.

Which motion prevailed.

The Senate stood adjourned.

FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 6, 1933.

The Senate convened pursuant to adjournment, the President presiding.

Prayer by Chaplain Rev. Rindahl.

ROLL CALL

Those present were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent:

Messrs.
Miller

A quorum was declared to be present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Second Day after Recess and Third Day and recommend that the same be corrected as follows:

That on the fourteenth line from the bottom of page 9 the word "present" be substituted for the word "ayes".

We also recommend that the word "and" be inserted following the comma on line 18 from the top on page nine.

And when so corrected recommend that the same be approved.

E. M. INDERGAARD,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Senator Magnuson presented a petition signed by fifty farmers, laborers, and businessmen of Bottineau County, petitioning the Legislature to memorialize Congress to support the Frazier Bill; Swank Bill, and Wheeler Bill.

Also asking legislation in support of: Compulsory Hail Insurance; reduction of Motor Vehicle license; raising of Commercial Truck license; a moratorium on debts and taxes until Congress will enact such legislation that will guarantee the cost of production of agricultural products; that all lands foreclosed by the Bank of North Dakota and now being released be compelled to pay taxes and a repeal law now giving a tax deed on three year past due taxes, and reinstate the former law requiring five years past due taxes before issuing a tax deed.

A communication to the Lieutenant-Governor from the Lundoff-Bicknell Co., General Contractor, engaged in the erecting of the new State Capitol building, inviting the Lieutenant-Governor and members of the Senate to make an informal inspection of the work now in progress.

REPORT OF STANDING COMMITTEES

Senator Whitman: Mr. President.

Mr. President: Senator Whitman.

Senator Whitman: Your Committee on Arrangements for Senate committee rooms has a partial report to make at this time. Arrangements have been made for two rooms in this building for the Stenographers. We will have more to report tomorrow or the next day.

MOTIONS AND RESOLUTIONS

Senators Fine and Greene introduced Senate Resolution No. A-1 urging the State Legislatures to memorialize Congress to pass Senate Bill No. 1197, known as the Frazier Bill.

Senator Fine moved that the rules be suspended and that Senate Resolution A-1 be placed upon third reading and final passage.

Senator Whitman made a substitute motion that Senate Resolution A-1 be referred to a select committee of three appointed by the President.

Which motion prevailed.

The President appointed Senators Fine, Fowler and Greene on such committee.

Senator Hamilton moved that the Senate recess until 1:30 tomorrow.

Senator Hamilton withdrew his motion.

The Senate returned to the Ninth Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senators Atkins, Brunsdale, Cain and Watt introduced:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Was read the first and second times and referred to the Judiciary Committee.

Senator Hamilton moved that all absent Senators be excused.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Claire Louise Matthaei, Fessenden; Helen Fagen, Fessenden; Cele Helenske, New Rockford; Mrs. Eldon Lum, Wahpeton; R. A. Kinzer, Valley City; M. N. Eknes, Valley City; B. J. Mickelson Valley City; L. Wagner, Sanborn; Ed. Nething, Wimbledon; Chas. Strich, Maxbass; Mike Egan, Westhope; J. K. LaPorte, Newberry; T. C. Tollefson, Maddock; Jacob Hegland, Oberon; H. Maw, Tappen; Albert De Witz, Tappen; Lee Pettibone, Dawson; W. S. Yule, Tappen; A. N. Cullen, Crystal Springs.

Senator Fine moved that the Senate recess until 1:30 p. m. tomorrow.

Which motion prevailed.

The Senate stood recessed until 1:30 p. m. tomorrow.

SIDNEY A. PAPKE,
Secretary.

FOURTH DAY AFTER RECESS AND FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 7, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President presiding.

Senator Olson asked unanimous consent to return to the Eighteenth Order of Business.

Which request was granted.

Senator Olson: Thomas Kjelland is here today and ready to report for work.

Senator Matthaei asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

Senator Matthaei moved that the duties of Geo. D. Laird, Webster, be transferred from Committee Clerk to Governor's Messenger.

Which motion prevailed.

Senator Matthaei moved the nomination of the following Senate employees: Chief Mailing Clerk—V. C. Hamilton, Michigan; Special Messenger—A. L. Morgan, Walcott; Unassigned Committee Clerk—Fanny Larson, Towner; Doorkeeper—Dan Slick, Fredonia.

Senator Bonzer moved that one roll call be taken on the election of employees but that the Senate Journal should show a separate roll call for each candidate.

Which motion prevailed.

ROLL CALL

The question being on the election of Chief Mailing Clerk—V. C. Hamilton, Michigan; Special Messenger—A. L. Morgan, Walcott; Unassigned Committee Clerk, Fanny Larson, Towner; Doorkeeper—Dan Slick, Fredonia, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Erickson, Kidder	Martin	Stucke

So such employees were declared duly elected.

The President administered the oath of office to all elected employees, with the exception of Dan Slick, Fredonia, who was absent.

ROLL CALL

The question being on the election of V. C. Hamilton, Michigan, as Chief Mailing Clerk, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Erickson, Kidder	Martin	Stucke

So V. C. Hamilton was declared duly elected as Chief Mailing Clerk.

ROLL CALL

The question being on the election of A. L. Morgan, Walcott, as Special Messenger, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Erickson, Kidder	Martin	Stucke

So A. L. Morgan was declared duly elected as Special Messenger.

ROLL CALL

The question being on the election of Fanny Larson, Towner, Unassigned Committee Clerk, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Erickson, Kidder	Martin	Stucke

So Fanny Larson was declared duly elected Unassigned Committee Clerk.

ROLL CALL

The question being on the election of Dan Slick, Logan County, as Doorkeeper, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Erickson, Kidder	Martin	Stucke

So Dan Slick was declared duly elected as Doorkeeper.

Senator Marshall asked consent to return to the Eleventh Order of Business.

Which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Introduced by Senator Marshall:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Senator Martin:

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Was read the first and second times and referred to the Committee on Judiciary.

Introduced by Senator Matthaei:

Senate Bill No. 4. A Bill for an Act to repeal Sections 1, 2, 3, 4, 5, 6 and 7 of Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to the Registration of Dogs.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Hamilton moved that the Senate adjourn.

Senator Hamilton withdrew his motion to adjourn.

Senator Magnuson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Magnuson moved that the communication from Bottineau County, read from the desk yesterday, be printed in the Journal.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

We, the undersigned farmers, laborers, and business men of the State of North Dakota, do hereby petition, you, the Honorable Legislature, and beg leave to submit the following resolutions:—

FIRST—Your full support of the Frazer bill.

SECOND—Your full support of the Thomas-Swank bill.

THIRD—Your full support of the Wheeler bill.

FOURTH—That our legislature pass a resolution in favor of the above bills and send same resolution to congress and urge their enactment into laws for the benefit of agriculture.

FIFTH—That our legislature enact a compulsion hail insurance law along the zone line.

SIXTH—Reduce the automobile license fees on cars according to the valuation and age of the motor vehicle.

SEVENTH—Raise the license fee on commercial trucks and make foreign commercial trucks obtain a State of North Dakota commercial motor vehicle license when entering the state for commercial business.

EIGHTH—Declare a moratorium on all debts and taxes until such time as Congress will enact such legislation that will guarantee to the farmers the cost of production of agricultural products.

NINTH—That all lands that have been foreclosed by the Bank of North Dakota and that are being leased by the State of North Dakota be compelled to pay taxes.

TENTH—Repeal the law now giving a tax deed on three years past due taxes and re-instate the former law requiring five years past due taxes before issuing a tax deed.

R. E. King, Newburg, N. Dak.; Fred Shipp, Newburg, N. Dak.; E. C. B. Zimmer, Newburg, N. Dak.; Albert Thorenson, Newburg, N. Dak.; Roger Kuster, Russell, N. Dak.; Herbert Krenz, Newburg, N. Dak.; Bradley Kuster, Newburg, N. Dak.; Roland Henry, Westhope, N. Dak.; B. D. Wilcox, Newburg, N. Dak.; Ed. Edwards, Newburg, N. Dak.; A. J. Swanson, Newburg, N. Dak.; Rex. L. Stair, Newburg, N. Dak.; Adrian Fanbert, Newburg, N. Dak.; Albert Halvorson, Newburg, N. Dak.; Mike Kusten, Newburg, N. Dak.; Earling Evenson; Henry Beauchamp, Newburg, N. Dak.; Raymond Marks, Newburg, N. Dak.; C. E. Baldwin, Newburg, N. Dak.; Alvin Heisllys, Newburg, N. Dak.; Marvin Temick, Kramer, N. Dak.; L. A. Hatting, Russell, N. Dak.; Frank Joern, Deep, N. Dak.; Albert Beauchamp, Newburg, N. D.

L. A. Shong, Newburg, N. Dak.; H. D. Herschly, Eckman, N. Dak.; H. B. Ehlke, Maxbass, N. Dak.; J. D. Ackeson, Westhope, N. Dak.; D. Kyle, Westhope, N. Dak.; W. M. Slatery, Newburg, N. Dak.; R. J. Buchholz, Russell, N. Dak.; Elmer F. Wentlandt, Russell, N. Dak.; Alois D. Maier, Russell, N. Dak.; John J. Tassin, Maxbass, N. Dak.; John Mjoen, Maxbass, N. Dak.; J. K. LaPorte, Newburg, N. Dak.; W. E. Binghamer, Newburg, N. Dak.; Anton Lund, Westhope, N.

Dak.; A. J. Harmon, Newburg, N. Dak.; Leroy E. Johnson, Newburg, N. Dak.

James Berendson, Newburg, N. Dak.; Chester Blada, Newburg, N. D.; George Hermel, Newburg, N. Dak.; Edwin Shepp, Newburg, N. Dak.; Bennie Berentson, Newburg, N. Dak.; Frederick Shepp, Newburg, N. Dak.; N. J. Tonneson, N. Dak.; H. E. Martin, Newburg, N. Dak.; Olaf Lee, Newburg, N. Dak.; Iver Smith, Newburg, N. Dak.; Jacob Jacobson Maxbass, N. Dak.; R. F. Lee, Newburg, N. Dak.; W. G. Garbe, Newburg, N. Dak.; Henry Shong, Newburg, N. Dak.; Oscar S. Fossum, Maxbass, N. D.; Raymond J. Mark, Newburg, N. D., and C. L. Foubut, Eckman, N. Dak.

The President announced that the petition presented by Senator Magnuson shall be referred to the Committee on State Affairs.

Senator Fine asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

REPORT OF SELECT COMMITTEE

Senator Fine: Mr. President.

Mr. President: Senator Fine.

Senator Fine: Your select committee, appointed yesterday to consider Senate Resolution No. A-1, is unanimous in its report on the change which has been made in the Resolution.

Senator Burkhart moved to adopt the Report and insert Senate Resolution No. A-1 in the Journal.

Which motion prevailed.

MEMORIAL TO THE MEMBERS OF STATE LEGISLATURES

Urging State Legislatures to Memorialize Congress to Pass Senate Bill 1197, Known as The Frazier Bill.

SENATE RESOLUTION NO. A-1

Introduced by Senator Fine and Senator Greene.

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

WHEREAS, a crisis exists and hundreds of thousands of once prosperous farmers in this nation have already lost their homes and their all by mortgage foreclosure because of the fact that the price of agricultural products has for

years been below the cost of production, a condition that affects all of the people of this nation and is largely responsible for the continuance of the depression; and

WHEREAS, there is no adequate way of refinancing existing agricultural indebtedness and the farmers are at the mercy of their mortgagees and creditors; and

WHEREAS, unless immediate relief is given thousands and hundreds of thousands of additional farmers will lose their farms and their homes and millions more will be forced into our cities and villages and the army of unemployed will necessarily increase to alarming proportions, precipitating a condition that threatens the very life of this nation; and

WHEREAS, the State legislatures of Montana, North Dakota, Minnesota, Wisconsin and Illinois have each and all memorialized Congress to pass Senate Bill No. 1197, known as the Frazier Bill, without delay, which bill provides that existing farm indebtedness shall be refinanced by the Government of the United States at 1½% interest and 1½% principal on the amortization plan, not by issuing bonds and plunging the nation further into debt, but by issuing Federal Reserve notes the same as the Government now does for the banks through the Federal Reserve Bank.

NOW, THEREFOR, the Legislative Assembly of the State of North Dakota respectfully requests and petitions the legislatures of the other states that have not already done so to memorialize Congress to pass Senate Bill 1197 without delay, in order that the agricultural indebtedness of this nation may be speedily liquidated and refinanced and agriculture saved from utter ruin and destruction and this depression brought to an intelligent and speedy end, and respectfully requests that the state legislatures cause copies of such memorial, after same has been passed, to be sent to the President of the United States, to the President of the Senate and the Speaker of the House, to Senator Frazier at Washington, D. C., and to William Lemke, Congressman-elect, at Fargo, North Dakota.

BE IT FURTHER RESOLVED, that the Secretary of State cause sufficient copies of this resolution to be printed and that he cause to be mailed a copy to the President of the Senate and the Speaker of the House of each of the forty-three states that have not as yet memorialized Congress to pass Senate Bill 1197, requesting that said resolution be read before each of said bodies.

Senator Hamilton moved that the select committee be discharged.

Which motion prevailed.

Senator Fine moved that the rules be suspended and that Senate Resolution No. A-1, as amended, be adopted.

A Roll Call was demanded.

ROLL CALL

The question being on the adoption of Senate Resolution No. A-1, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Stucke
Fowler	Miller	

So the resolution was declared adopted.

Senator Hamilton moved that the Senate adjourn.

Which motion prevailed.

FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 7, 1933.

The Senate convened pursuant to adjournment, the President presiding.

Prayer by Chaplain Rev. Vater.

Roll Call. All Senators present except: Bangert, Fowler, Indergaard, Miller and Stucke.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fourth Day and recommend that the same be approved.

G. F. DREW,
Temporary Chairman.

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

Senator Hamilton moved that all absent Senators be excused.

Which motion prevailed.

The President announced that the Senate was on the Eleventh Order of business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Tinnes introduced:

Senate Bill No. 5. A Bill for an Act to provide for the recording of real estate mortgage renewals, and extensions; to establish the legal effect thereof, and to provide that such mortgages not renewed by affidavit or extension agreement within thirty years shall be discharged from public record.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Tinnes introduced:

Senate Bill No. 6. A Bill for an Act exempting from taxation the personal property of every head of a family up to the value of one hundred dollars.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Patten asked unanimous consent to proceed to the Eighteenth Order of Business.

Senator Magnuson moved that out of respect to the late Ex-President Calvin Coolidge, the Senate do now recess until 12:30 P. M., Monday.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

FIFTH DAY AFTER RECESS AND SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 9, 1933.

The Senate convened at 12:30 P. M., pursuant to recess, the President presiding.

The President announced the Senate would be upon the Sixth Order of Business.

REPORT OF SELECT COMMITTEES

Mr. President: Your Committee to arrange for Committee Rooms reports as follows:

Necessary arrangements have been made for three rooms at the Patterson Hotel, namely: Rooms 505, 507 and 528. Your Committee also moves that the Senate Committee arrange for a Joint Committee of the Senate and House for the purpose of expediency and economy in selecting committee rooms.

Which motion prevailed.

The Senate Committee on the selection of Committee Rooms consists of Senators Stucke, Erickson of Kidder, and Whitman.

W. S. WHITMAN,
Chairman.

Senator Watt asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Watt moved that all Secretaries of County Taxpayers' Associations in the State be placed on the mailing list to receive copies of the Senate and House Journals.

Which motion prevailed.

Senator Atkins asked unanimous consent to return to the Eleventh Order of Business.

Which request was granted.

FIRST READING OF BILLS, JOINT RESOLUTIONS AND MEMORIALS

Senator Whelan introduced:

Senate Concurrent Resolution No. B: Re Great Lakes-St. Lawrence Waterway Treaty now pending.

The President announced that the petition presented by Senator Whelan shall be referred to the Committee on State Affairs.

Senators Atkins, Brunsdale, Eastgate, Gronvold, Plath and Watt introduced:

Senate Concurrent Resolution No. C: Urging the immediate enactment of the Jones Bill, containing the Voluntary Domestic Allotment Plan.

The President announced that the petition presented by Senators Atkins, Brunsdale, Eastgate, Plath and Watt, shall be referred to the Committee on State Affairs.

Senator Magnuson asked unanimous consent of the Senate to return to the Sixth Order of Business.

Which request was granted.

REPORTS OF SELECT COMMITTEES

The report of the Committee on Committees.

STANDING COMMITTEES

AGRICULTURE: Thorson (chairman), Fine, Eastgate, Miller, Whitman, Kamrath, Plath, Dubay, Drew, Regeth and Trovatten.

APPROPRIATIONS: Fredrickson (chairman), Marshall, Atkins, Magnuson, Murphy, Fine, Watt, Stucke, Brunsdale, Erickson (Kidder), Eastgate, Field, Dubay, Brostuen, Matthaei, Gronvold and Handley.

APPORTIONMENT: Kamrath (chairman), Wog, Plath, Patten, Cain, Brostuen, Murphy, Stucke, Porter, Burkhart, Field, Martin, McDonald, Fowler, Erickson (Burke-Divide), Whitman, Indergaard, Drew, Miller, Jones, Brunsdale, Whelan and Trout.

BANKS AND BANKING: Fine (chairman), Magnuson, Fowler, Martin, Brunsdale, Patten, Cain, Miklethun, Watt, Erickson (Kidder), Lynch, Marshall, Trovatten, Jones and Simonson.

CITIES AND MUNICIPAL CORPORATIONS: Miklethun (chairman), Drew, Stucke, Field, Jones, Fowler, Bangert, Brunsdale, Tinnes, Porter and Greene.

CORPORATIONS OTHER THAN MUNICIPAL: Wog (chairman), Matthaei, Lynch, Brostuen, Plath, Bangert, Whitman, Hamilton and Watt.

COUNTIES: Jones (chairman), Fredrickson, Gronvold, Wog, Eastgate, Simonson, Whelan, Larson, Tinnes, Kamrath and Atkins.

EDUCATION: Marshall (chairman), Burkhart, Eastgate, Fine, Field, Patten, Porter, Greene, Trovatten, Bangert and Tinnes.

ELECTIONS: Erickson (Kidder) (chairman), Matthaei, Cain, Bonzer, Miller, Indergaard, Gronvold, Regeth and Trout.

ENROLLED AND ENGROSSED BILLS: Whelan (chairman), Wog, Whitman, Lind and Olson.

FEDERAL RELATIONS: Murphy (chairman), Hamilton, Porter, Magnuson, Drew, Lind and Erickson (Burke-Divide).

GAME AND FISH: Patten (chairman), Atkins, Magnuson, Miller, Thorson, Gronvold, Matthaei, Lynch and Handley.

HIGHWAYS: Bonzer (chairman), Fredrickson, Atkins, Brostuen, Eastgate, Wog, Lynch, Simonson, Miller, Drew and Burkhart.

IMMIGRATION: Dubay (chairman), Whitman, Martin, Whelan, Trout, Tinnes, Larson, Murphy and McDonald.

INDIAN AFFAIRS: Regeth (chairman), Field, Thorson, Stucke and Dubay.

INSURANCE: Magnuson (chairman), Fredrickson, Murphy, Matthaei, Porter, Fine, Atkins, Wog, Cain, McDonald and Eastgate.

IRRIGATION AND DRAINAGE: Cain (chairman), Brostuen, Watt, Hamilton, Gronvold, Jones, Plath, Martin and Drew.

JUDICIARY: Matthaei (chairman), Bangert, Lynch, Fine, Cain, Burkhart, Fowler, Erickson (Kidder), Plath, Stucke, Brunsdale, McDonald, Atkins, Marshall, Gronvold, Greene and Indergaard.

LIVESTOCK: Larson (chairman), Miller, Eastgate, Burkhart, Watt, Kamrath, Trovatten, Lynch, Martin, Thorson and Lind.

MILEAGE AND PER DIEM: Watt (chairman), Greene and Wog.

MILITARY AFFAIRS: Atkins (chairman), Hamilton, Whelan, Fine, Plath, Simonson, Trovatten, Regeth and Handley.

MINES AND MINERALS: Lind (chairman), Hamilton, Brunsdale, Stucke, Trovatten, Kamrath, Field, Handley and Indergaard.

PUBLIC HEALTH: Stucke (chairman), Porter, Bonzer, Drew, Erickson (Burke-Divide), Olson, Watt, McDonald and Murphy.

PUBLIC LANDS: Indergaard (chairman), Fine, Fowler, Miklethun, Lynch, Dubai, Tinnes, Larson and Whitman.

PUBLIC PRINTING: Simonson (chairman), Brostuen, Field, Magnuson, Watt, Fine, Porter, Trout and Cain.

RAILROADS: McDonald (chairman), Matthaei, Fowler, Olson, Lynch, Bonzer, Whelan, Bangert, Gronvold, Hamilton, Plath, Greene and Eastgate.

REVISION AND CORRECTION OF JOURNAL: Field (chairman), Jones and Drew.

RULES: Fowler (chairman), Marshall, Murphy, Olson, Brunsdale, Trout and Handley.

STATE AFFAIRS: Hamilton (chairman), Magnuson, Murphy, Wog, Whitman, Bonzer, Porter, Miller, Fowler, Fredrickson, Lynch, Martin, Watt, Erickson (Kidder), Tinnes, Cain and Greene.

STATISTICS: Miller (chairman), Thorson, Whitman, Regeth, Trovatten, Patten and Gronvold.

TAX AND TAX LAWS: Brostuen (chairman), Burkhart, Murphy, Wog, Brunsdale, Bonzer, Lynch, Tinnes, Atkins, Greene and Cain.

TEMPERANCE: Olson (chairman), Erickson (Burke-Divide), Plath, Miklethun, Eastgate, Matthaei, Whitman, Kamrath, Atkins, Thorson and Regeth.

WAREHOUSE AND GRAIN GRADING: Greene (chairman), Thorson, Watt, Lind, Plath, Fredrickson, Whelan, Miklethun, Eastgate, Patten and Magnuson.

WAYS AND MEANS: Burkhart (chairman), Bonzer, Lynch, Dubai, Gronvold, Handley, Larson, Whitman and Jones.

WOMEN'S AND CHILDREN'S WELFARE: Lynch (chairman), Burkhart, Porter, Stucke, Whitman, Thorson, Trovatten, McDonald, Bangert, Simonson and Miller.

PUBLIC SAFETY: Whitman (chairman), Martin, Field, Simonson, Watt, Indergaard, Drew, Marshall and Erickson (Kidder).

COMMITTEE ON DELAYED BILLS: Brunsdale (chairman), Magnuson, Lynch, Hamilton and Bangert.

JOINT COMMITTEES

JOINT COMMITTEE ON PUBLIC BUILDINGS: Porter (chairman), Miklethun, Atkins, Dubay, Plath, Kamrath and Larson.

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS: Plath (chairman), Patten, Brunsdale, Indergaard, Watt, Jones and Trout.

JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS: Eastgate (chairman), Miklethun, Field, Handley, Drew, Marshall and Regeth.

JOINT COMMITTEE ON PENAL INSTITUTIONS: Drew (chairman), Erickson (Burke-Divide), Whelan, McDonald, Gronvold, Olson and Simonson.

JOINT COMMITTEE ON STATE LIBRARY: Trovatten (chairman), Bonzer, Fowler, Brostuen, Whelan, Simonson and Miller.

JOINT COMMITTEE ON JOINT RULES: Tinnes (chairman), Cain, Bangert, Lynch, Matthaei, Magnuson and Porter.

JOINT COMMITTEE ON LABOR: Bangert (chairman), Whitman, McDonald, Miller, Jones, Gronvold and Martin.

JOINT COMMITTEE ON INSURANCE: Erickson (Burke-Divide) (chairman), Murphy, Magnuson, Eastgate, Lind, Porter and Fredrickson.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted as read and printed in the Senate Journal.

Which motion prevailed.

Dan J. Slick, Fredonia, and B. Otto Hove, Leeds, were duly sworn in by the President as Senate employees.

Senator Whelan asked unanimous consent to return to the Eleventh Order of Business.

Which request was granted.

FIRST READING OF SENATE BILLS

Senator Miklethun introduced:

Senate Bill No. 7. A Bill for an Act to amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 176 of the Session

Laws of 1915, prescribing lawful rates of interest for any legal indebtedness, and defining usury.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Miklethun introduced:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, additions to buildings and mechanical appliances attached to buildings which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Miklethun introduced:

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whelan introduced:

Senate Bill No. 10. A Bill for an Act to amend and re-enact Section 6072 Supplement to the Compiled Laws of 1913, relating to the legal and contract rate of interest.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Watt moved that the Senate adjourn.

Which motion prevailed.

SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 9, 1933.

The Senate convened pursuant to adjournment, the President presiding.

Prayer by Chaplain Rev. Vater.

Roll Call. All Senators present except: Bonzer, Handley, Indergaard, Jones and Lynch.

The President announced that a quorum was present.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 9, 1933.

Mr. President: I have the honor to return herewith the following Resolutions:

Senate Concurrent Resolution No. A.

Senate Resolution No. A-1.

Which the House has passed unchanged.

Very respectfully,
 JAMES P. CURRAN,
 Chief Clerk.

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

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

On page 10, the eighth line from the bottom should read "Committee on Tax and Tax Laws", in place of "Committee of Judiciary".

Also, on page 2, 15th line from bottom, the name "A. L. Morgan" be replaced by the name "V. C. Hamilton" and the letters "Wal-" be omitted.

Also, on page 3, the spelling of the name "Mikelthun" be changed to "Miklethun".

And when so corrected recommend that the same be approved.

G. F. DREW,
 Temporary Chairman.

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

PETITIONS AND COMMUNICATIONS

Senator Dubay presented a petition forwarded by the Rolla Women's Club, urging State and Congressional legislation to establish and perpetuate the International Peace Garden.

Which petition was referred to the Committee on Federal Relations.

Senator Bangert presented a copy of a resolution from a representative meeting of the people of Sheldon, N. Dak.; urging their Senator and Representatives to vote and work against repeal of the State Prohibition Enforcement Laws, signed by Elizabeth Preston Anderson and 52 others.

Which Petition was referred to the Committee on Temperance.

Senator Wog presented a copy of a petition from the County Commissioners of Golden Valley County urging the passage of laws to cover the following items:

1. Assessing Real Estate every four years.
2. Providing for a County Assessor.
3. Not to issue license to automobile owners until personal property taxes are paid.
4. Election every four years for County and State officials.
5. Provide a penalty for County officials exceeding their budget.
6. Consolidating office of Coroner with Sheriff's office.
7. Abolishing office of school and township treasurers, these duties to be performed by the County Treasurer.
8. Provide that no transportation be paid for transporting children to school bus routes.
9. School elections to be held every two years instead of every year.
10. That County Agents be paid the same salary as County officials based upon population.

Which petition was referred to the Committee on State Affairs.

Senator Hamilton moved that all absent Senators be excused.

Which motion prevailed.

Senator Erickson of Kidder moved that guide cards be posted in the halls for the convenience of the public.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

L. J. Wehe, Bismarck; Edw. Rupp, Garrison; B. J. Mickelson, Valley City; R. A. Kinzer, Valley City; Oscar Fryer, Rugby; Ole Salvesson, Rugby; Geo. Watson, Rugby; Elwood Oek, Bucyrus; B. J. Sturt, Bucyrus; Sam Oek, Bucyrus; Dr. and Mrs. J. M. Gibbons, Finley; N. R. Anderson, Finley.

Senator Hamilton moved that the Senate adjourn until 2 P. M., tomorrow.

Which motion prevailed.

The Senate stood adjourned.

SIDNEY A. PAPKE,
Secretary.

EIGHTH DAY

Senate Chamber,
Bismarek, North Dakota,
January 10, 1933.

The Senate convened at 2:00 P. M., pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Vater.

Roll Call. All Senators present except: Erickson of Kidder, Handley and Indergaard.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifth Day After Recess and Seventh Day and recommend that the same be corrected as follows:

On page 4, line 22, strike out the name "Burkhart" and insert in lieu thereof the name "Miller" as a member of the Committee on State Affairs.

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

Senator Trout presented a resolution from Einar Johnson, Secretary of the Brandon Local 253 of the Farmers'

Union, demanding that the Legislative Assembly consider the advisability of establishing small industrial plants in various part of the State where the farmers' raw material or products like wool, hides, etc., could be processed and exchanged; also supplying work to our home people.

Which resolution was referred to the Committee on State Affairs.

A proclamation presented to the President of the Senate, O. H. Olson, inviting the North Dakota Senate to send a delegate to an Interstate Conference of Legislators to be held in Washington, D. C., February 3rd, 1933.

Which communication was referred to the Committee on State Affairs.

A petition to the President and Members of the Senate signed by Theodore Nelson, Fargo, N. Dak., and 46 others urged that the Senate use its influence and cast its vote to prevent the modification or repeal of the Prohibition Laws of the State.

A petition to the President and Members of the Senate signed by Olaf Enget of Powers Lake, N. Dak., and 124 others urged that the Senate use its influence and cast its vote to prevent the modification or repeal of the Prohibition Laws of the State.

A petition signed by Isabel Taylor and 83 other residents of Divide and Williams Counties opposing and protesting against the repeal or modification of our State Prohibition Laws.

Which three petition were referred to the Committee on Temperance.

Senator Hamilton moved that all absent Senators be excused.

Which motion prevailed.

Senator Stucke moved for the nomination of Senator D. H. Hamilton of McHenry County as President pro tem of the Senate.

ROLL CALL

The question being on the election of Senator D. H. Hamilton as President pro tem of the Senate, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Jones	Plath
Brostuen	Kamrath	Porter
Burkhart	Larson	Regeth
Brunsdale	Lind	Simonson
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Handley	Indergaard
Pass		
Messrs.		
Hamilton		

So Senator D. H. Hamilton was declared duly elected President pro tem of the Senate.

When Senator Hamilton's name was called on roll call, he announced that he wished to pass his vote.

The President declared Senator Hamilton duly elected President pro tem of the Senate.

Senator Hamilton was called to the rostrum of the President of the Senate.

(Applause).

Senator Hamilton, President pro tem, addressed the Senate:

"Hon. President, Gentlemen of the Senate: There are two great American principles that were involved in the Thirteen Colonies, which came down through the Tea Party at Boston and were finally placed in the Constitution. These principles were deeply rooted in the hearts of the American people. They are, 'fair play' and 'majority rule'.

"Should I be so unfortunate as to have to, at any time, preside over the deliberations of this body, those two prin-

ciples, so deeply impressed in my heart and mind, will be evident. I assure you I will keep in mind the principles of 'fair play, justice to all and special privileges to none.' I thank you."

FIRST AND SECOND READING OF SENATE BILLS

Senator Martin introduced:

Senate Bill No. 11. A Bill for an Act providing a uniform law for the redemption of real property from execution and foreclosure sale; and providing the procedure and method of redemption.

Was read the first and second times and referred to the Committee on Judiciary.

The Committee on Appropriations introduced:

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Was read the first and second times 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 paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Was read the first and second times 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 Glanders and Dourine Indemnity Fund.

Was read the first and second times 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 indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Was read the first and second times 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 per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times 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 purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 21. A Bill for an Act making an appro-

priation to pay salary, clerkhire and general expenses of the Commissioner of Immigration.

Was read the first and second times 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 paying salary, clerkhire and general expenses of the Department of Public Health.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Miklethun introduced:

Senate Bill No. 24. A Bill for an Act providing who shall be employed on all public work, providing for the qualification of such employees, fixing the minimum wage scale, and prohibiting deduction from wages.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Miklethun introduced:

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Matthaei moved that Senate Concurrent Resolution No. D be printed in the Journal.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. D

Introduced by Senators Matthaei and Fine.

For a complete investigation of the Capitol Building Commission, its activities and actions in connection with the letting of contracts, preparation and acceptance of plans and specifications, erection and construction of the new Capitol Building, and including alterations made, materials used, and all other acts of said commission in connection with said building and, if possible, provide for a reduction of the cost of said building.

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

WHEREAS, it is rumored, and generally believed, that the Capitol Building Commission awarded contracts for the erection and completion of said building in violation of the spirit and intent of Chapter 205, Session Laws of 1931 of this State, and,

WHEREAS, it was the intention of the State Legislature, as expressed in Chapter 205 aforesaid, that said Capitol Building should, if possible, be erected by North Dakota contractors and that North Dakota labor and material should be used as far as possible in the construction of said building, and, yet, it is rumored and generally believed that the Capitol Commission awarded most of the contracts for the erection and construction, as well as for materials furnished and labor used, to parties outside of the state, without due regard for the spirit and intent of said Chapter 205; and,

WHEREAS, it is rumored, and generally believed, that the contracts awarded for the erection of said building have, since their execution and delivery, been divided into three sections without properly safeguarding the interests of the State; and,

WHEREAS, it is rumored, and generally believed, that the manner in which the contracts were awarded and are now being carried into effect indicate that the resident architects are architects* in name only and that practically all matters pertaining to the work are handled and directed by the associate architects in Chicago; and,

WHEREAS, it is rumored and generally conceded, that the building, if completed, will, in its accommodations, exceed by far the necessary requirements, and that the ultimate cost of said building is an unknown quantity; and,

WHEREAS, there is a general demand on the part of the people of the State of North Dakota that in this depression

and economical and financial stress action should be taken to save public funds; and,

WHEREAS, it is generally believed that a substantial saving can be made if the spirit and intent of Chapter 205, Session Laws of 1931, are followed, and the best interests of the State and its people considered in the erection and construction of said Capitol Building.

NOW, THEREFORE: BE IT RESOLVED by the 23rd Legislative Assembly of the State of North Dakota, assembled in its regular biennial session, that a committee of seven, consisting of three Senators and four Members of the House of Representatives shall be chosen by the Presiding Officers of the Senate and House of Representatives, respectively, which committee shall be known as the Capitol Building Investigating Committee. The chairman of this Committee shall be designated and named by the President of the Senate.

It shall be the duty of the Capitol Building Investigating Committee, immediately upon its selection, to meet upon the call of its Chairman and make a complete, thorough and impartial investigation of the Capitol Building Commission, its activities, actions and doings in connection with the letting of contracts, the erection and construction of the new State Capitol Building, including the opening of bids, preparation of plans and specifications, alterations, materials used, awarding of contracts, and all other acts, things and matters of said Commission in connection with the construction of said building; likewise to investigate the manner of construction, the labor and materials used and such other matters as shall to said committee seem advisable, desirable or necessary in order to make a thorough and complete investigation and report.

Said Committee hereby created shall have full and complete power, by subpoena, or by use of such other method as it may determine upon, to compel the attendance of witnesses before said Committee, within or without the State of North Dakota, and to swear such witnesses; this to include any or all members of the Capital Building Commission, architects, associate architects, contractors and sub-contractors, and all of their agents and employees, and all other persons, firms or corporations, furnishing any material or doing any work, or having any connection or information whatsoever, with reference to the erection, construction or completion of said Capitol Building, and shall have full and complete power and authority to compel the production, within or without the State of North Dakota, of any and/or all books, papers, records, contracts, documents or other writings or memoranda of any and all kinds in the possession of any of the aforesaid persons, firms, co-partnerships or

corporations, in any way relating to or connected with the erection, construction or completion of said building, or in any manner connected with work done or pretended to have been done by virtue of the provisions of Chapter 205 of the Laws of 1931; and it shall have full power and authority to do all things necessary in carrying out the intent and purpose of this resolution.

Said Committee shall cause to be made and kept a complete stenographic record of all its proceedings, cause the same to be transcribed, including any and all testimony taken before it; shall keep a complete record of all the books, documents, papers and writings produced, whether filed as exhibits or not, and wherever deemed necessary shall cause copies to be made before the originals are returned.

It shall be the duty of the Committee to make preliminary reports to the Legislature when called upon by signed request by the President of the Senate and Speaker of the House of Representatives, and shall make a final report at the conclusion of its investigation, such final report to set forth in concise form its findings and conclusions and shall make recommendations to the Legislative Assembly with reference to any action which in the opinion of the Committee should be taken by the Legislature.

Such Committee shall have full power and authority to employ such assistance as it deems necessary in making such investigation, and to make such expenditures as it may deem necessary in carrying out the provisions of this resolution, and it shall be the duty of the Attorney General and all other officers and employees of the State to assist said Committee in its work when called upon by the Committee.

Said Committee shall have full power and authority to promulgate and adopt all rules of procedure in the conduct of its procedure.

The sum of \$7500.00, or so much thereof as may be necessary to carry out the provisions of this resolution, is hereby appropriated out of the monies in the State Treasury not otherwise appropriated, to be paid by the State Treasurer upon warrants drawn upon the Treasurer by the State Auditor, upon the presentation to him of approved vouchers of the Committee, signed by its Chairman.

Senator Murphy moved that the President appoint a committee of three to escort the President pro tem to the rostrum.

Which motion prevailed.

The President appointed on such committee Senators Murphy, Stucke and Jones.

The President administered the oath of office to D. H. Hamilton, President pro tem.

Senator Watt asked unanimous consent to return to the fifth order of business, which request was granted.

REPORT OF STANDING COMMITTEES

Senator Watt moved that the report of your Committee on Mileage and Per Diem, being a lengthy report, be printed in the Journal instead of read.

Which motion prevailed.

Mr. President, your Committee on Mileage and Per Diem presents the following report:

District	NAME AND ADDRESSES	N. P.	G. N.	Soo	Milwaukee	Team	TOTAL
	1. Thos. Whelan, St. Thomas	730				30	760
	2. J. H. Burkhardt, Berthold		36	380			7423
	3. Arthur Trovatten, Park River	388	286			16	690
	4. P. J. Murphy, Grafton	730					730
	5. J. E. Eastgate, Larimore	388	214			10	612
	6. W. S. Whitman, Grand Forks	388	158				546
	7. Dana J. Tinnes, Grand Forks	388	158				546
	8. C. N. Brunsdale, Mayville	388	112				500
	9. Arthur W. Fowler, Fargo	388					388
	10. John G. Plath, Davenport	428				12	440
	11. William Watt, Leonard	446				14	460
	12. H. A. Field, Wahpeton	388			96		484
	13. W. S. Handley, Stirum			360		16	376
	14. Charles G. Bangert, Enderlin	272		60			332
	15. John L. Miklethun, Valley City	272					272
	16. Nels P. Simonson, Finley	388	170				558
	17. L. O. Fredrickson, Pekin	388	234			16	638
	18. W. H. Porter, Calvin	388	418				806
	19. Albert Dubay, Fonda		242	396		9	647
	20. C. W. Fine, Sheyenne	346				8	354
	21. G. F. Drew, Devils Lake		236	380			616
	22. S. J. Atkins, Cando		304	380			684
	23. E. E. Greene, Jamestown	204					204
	24. W. D. Lynch, LaMoure	302					302
	25. A. S. Marshall, Forbes		26	264	26	8	324
	26. Anton Larson, Temvik	112				14	126
	27. S. S. McDonald, Bismarck						
	28. Nels Magnuson, Souris		224	380		16	620
	29. G. A. Jones, Minot			380			380
	30. W. E. Martin, Huff	50					50
	31. J. P. Cain, Dickinson	230					230
	32. Elling M. Indergaard, Barlow	308				8	316
	33. W. E. Matthaei, Fessenden			360			360
	34. D. H. Hamilton, Eckman			588		12	600

District	NAME AND ADDRESSES	N. P.	G. N.	Soo	Milwaukee	Team	TOTAL
35.	O. E. Erickson, Tappen	114					6120
36.	C. A. Miller, Gackle	264			90		36390
37.	A. F. Bonzer, Lidgerwood			404			404
38.	C. J. Olson, Valley City	272					22294
39.	Gust Wog, Belfield	270					36306
40.	C. E. Erickson, Crosby			616			10626
41.	J. K. Brostuen, Alexander	552	48				12612
42.	F. T. Gronvold, Rugby		122	380			502
43.	Walter J. Trout, Sherwood		166	380			8554
44.	R. W. Patten, Plaza			252			14266
45.	Alex Lind, Williston		240	380			30650
46.	E. C. Stucke, Garrison			156			156
47.	William Kamrath, Leith	206					10216
48.	Frank J. Regeth, Manning	256					22278
49.	Herman Thorson, Bucyrus	268			410		16694

Respectfully submitted,

Wm. Watt,
E. E. Greene,
Gust Wog.

Senator Olson asked unanimous consent to return to the Ninth Order of Business.

Which request was granted.

INTRODUCTION OF BILLS, JOINT RESOLUTIONS AND MEMORIALS

FIRST AND SECOND READING OF SENATE BILLS

Senator Olson introduced:

Senate Bill No. 26. A Bill for an Act to amend Chapter 227 of the Session Laws of North Dakota for 1931 amending Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927, providing for the Regulation of storage and delivery charges of public warehousemen and providing for the form of receipt to be issued by such warehousemen.

Was read the first and second times and referred to the Committee on Warehouses and Grain Grading.

Senator Brostuen introduced:

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State High-

way Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Highways.

Senator Magnuson moved that the Senate recess until 1:30 p. m. tomorrow.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

EIGHTH DAY AFTER RECESS AND NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 11, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

Senator Hamilton moved that Senate Bills Nos. 3 and 11 be re-referred to the Committee on State Affairs from the Committee on Judiciary.

Which motion prevailed.

Senator Fowler asked unanimous consent to return to the Fifth Order of Business, which request was granted.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Rules beg leave to report as follows:

That the Senate Rules and Order of Business of the Twenty-second Legislative Assembly be amended as follows:

I. That the Seventh Order of Business be amended to read as follows:—"Motions and Resolutions, other than those covered by the Ninth Order of Business."

That the Ninth Order of Business be amended to read as follows:—"Introduction of bills, resolutions or memorials, requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota."

That the Eleventh Order of Business be amended to read as follows:—"First reading of Senate bills, resolutions or memorials requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota."

Rule 2.

II. That rule two be amended by striking out the word "adjourned" and inserting in lieu thereof the word "recessed."

Rule 32.

That rule thirty-two be amended to read as follows: "Every bill, resolution or memorial shall be introduced on the report of a Committee, or on a call for bills, resolutions or memorials, or by a motion for leave to introduce, unless objected to by one member of the Senate, which shall carry it over for one day; and such objection may be made at any time on or before the first reading is completed."

Rule 33.

That rule thirty-three be amended to read as follows: "Every bill, resolution or memorial requiring the approval of the Governor or a change in the Constitution of the State of North Dakota shall be read three several times, but the first and second reading, and those only, may be upon the same day; and the second reading may be by title of the bill, unless a reading at length be demanded. The first and third readings shall be at length.

"Every resolution other than those above referred to, shall be read once and referred by the President to an appropriate standing committee or upon motion to a select committee, unless otherwise ordered by a two-thirds vote of the Senators present and voting.

Rule 35.

That rule thirty-five be amended to read as follows:—"All bills, resolutions or memorials requiring the approval of the Governor or a change in the Constitution of the State of North Dakota, after the second reading shall be printed, unless otherwise ordered by the Senate."

Rule 37.

That rule thirty-seven be amended to read as follows:—"No bill, resolution or memorial requiring the approval of the Governor or a change in the Constitution of the State of North Dakota shall be committed or amended until it shall have been twice read; nor shall any such bill, resolution or memorial have its third reading and be put upon its final passage until at least one day after the same has been reported to the Senate by the Committee to which the same has been referred, provided that any such bill, resolution or memorial may have its third reading and be put upon its final passage on the day the same is reported back, when so ordered by two-thirds of the members of the Senate present."

And that when so amended these Rules be adopted as the Rules and Order of Business of the Senate of the Twenty-third Legislative Assembly.

Your Committee further recommends:

I. That copies of the Order of Business as above amended be printed for use of the Senators and

II. That it be authorized to meet with the Rules Committee of the House to arrange for the publication in pamphlet form of the separate and joint rules of the Senate and House and the Committees thereof.

A. W. FOWLER,
Chairman.

Senator Fowler moved that the report of the Committee be printed in the Journal and laid upon the desk for two days.

Which motion prevailed.

Senator Matthaei asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

Senator Matthaei moved for a change in duties of the following Senate employees:

W. W. Wixer, employed as Janitor, be changed to Senate Chamber Custodian;

Guttorm Sundfor, employed as Senate Chamber Custodian, be changed to Senate Messenger;

Peter Helland, employed as Senate Messenger, be changed to Janitor.

Which motion prevailed.

Senator Matthaei moved that the Clergy of Bismarck and Mandan, including Rev. Van Horn of McKenzie, act as chaplains for the Legislature. Arrangements as to dates to be agreed upon by said Clergymen, except that Rev. Van Horn shall have one day each week in the Senate.

Also,

Moved for the nomination of Julia Buechler as Senate Stenographer in view of the resignation of Harriet M. Botz who was heretofore employed as Senate Stenographer.

Which motions prevailed.

Senator Atkins moved that one roll call be taken on the election of employees but that the Senate Journal should show a separate roll call for each candidate.

ROLL CALL

The question being on the election of Julia Buechler as Senate Stenographer, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Murphy
Bangert	Handley	Olson
Bonzer	Jones	Patten
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Whitman
Gronvold	Miller	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Eastgate	Plath
Erickson, Divide	Indergaard	Porter
Erickson, Kidder		

So Julia Buechler was declared duly elected Senate Stenographer.

ROLL CALL

The question being on the election of the Mandan and Bismarck Clergy and Rev. Van Horn of McKenzie as Chaplains for the Senate, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Murphy
Bangert	Handley	Olson
Bonzer	Jones	Patten
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Whitman
Gronvold	Miller	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Eastgate	Plath
Erickson, Divide	Indergaard	Porter
Erickson, Kidder		

So the Mandan and Bismarek Clergy and Rev. Van Horn of McKenzie were declared duly elected Chaplains of the Senate.

Senator Fine asked unanimous consent to proceed to the Eleventh Order of Business.

Which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Olson introduced:

Senate Bill No. 28. A Bill for an Act prohibiting all persons actively engaged in ministerial work from teaching in the public schools of the State of North Dakota.

Was read the first and second times and referred to the Committee on Education.

Senator Olson introduced:

Senate Bill No. 29. A Bill for an Act to repeal Sections 578 A-1, 578 A-2, and 578 A-3 of the Supplement to the Compiled Laws of North Dakota for the year 1913, the same being Chapter 146 of the Laws of North Dakota for the year 1919, and Chapter 147 of the Laws of North Dakota for the year 1925.

Was read the first and second times and referred to the Committee on State Affairs.

Senator McDonald introduced:

Senate Bill No. 30. A Bill for an Act to repeal Sections 992, 993, 994, 996, 997, 998, 999, 1000, 1001, 1002, 1003 and 1004 of the Compiled Laws for the year 1913, the same also being Chapter 155, Sections 1 to 13 inclusive, of the Session Laws of 1913 known as the Absent Voter's Law together with all amendments thereto or to any of the Sections thereof expressly including those amendments enacted by Chapter 136 Session Laws 1931.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senators Fine, Bangert, Burkhart, and Brostuen (by request) introduced:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired,

until March 1, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Matthaai introduced:

Senate Bill No. 32. A Bill for an Act to repeal all laws relating to the drawing of checks without funds; an Act to repeal Section 9971-A-1 and Section 9971-A-2 of the Supplement of Compiled Laws of 1913, and Section 1 and Section 2 of Chapter 128 of the Session Laws of North Dakota for 1931.

Was read the first and second times and referred to the Committee on Judiciary.

REPORT OF SELECT COMMITTEES

Senator Whitman announced the assignment of the different committees to their respective rooms in the Patterson Hotel:

Room 728—Committees on State Affairs, Appropriations, and Judiciary.

Room 705—Committees on Tax and Tax Laws, Banks and Banking, Temperance, Highways, and Railroads.

Room 707—Committees on Insurance, Warehouse and Grain Grading, Game and Fish, and Agriculture.

Room 719—All other Committees.

Senator Brostuen asked unanimous consent to return to the Eighteenth Order of Business.

Which request was granted.

Senator Hamilton moved that the Senate adjourn.

Which motion prevailed.

NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 11, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Norris.

Roll call. All Senators present except: Senators Erickson (Kidder), Indergaard and Porter.

The President announced that a quorum was present.

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

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

On page 10, in the report of the Committee on Mileage and Per Diem, change the spelling of the name "Danna" by striking out one letter "n," making it "Dana J. Tinnes."

On page 1, the last line, strike out the word "Grandin," and insert in lieu thereof the word "Brandon."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

A petition was presented from Ignatius K. Werwinski, U. S. Commissioner of Deeds for Indiana, asking the Senate of North Dakota to set aside October eleventh of each year as "General Pulaski's Memorial Day."

Which was referred to the Committee on Military Affairs.

A petition was presented signed by J. A. Hoffman, Fairmount, N. Dak., and 42 others urging the President and Members of the Senate to use their influence to prevent the modification or repeal of the Prohibition Laws of this State.

A like petition was presented signed by Rev. Robert Bechtle, 110-10th St. So., Fargo, N. Dak., and 23 others.

A like petition was presented, signed by Alice K. Will, Cavalier, N. Dak., and 56 others.

A like petition was presented, signed by O. P. Cushman, Grand Forks, N. Dak., and 84 others.

A like petition was presented, signed by Vernon Nichols, Center, N. Dak., and 25 others.

A like petition was presented, signed by Donald Lindgren, Kulm, N. Dak., and 37 others.

A like petition was presented, signed by J. J. Carter, Grand Forks, N. Dak., and 19 others.

Which seven petitions were referred to the Committee on Temperance.

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

The President administered the oath of office to Julia Buechler, as Senate stenographer.

REPORT OF STANDING COMMITTEE

Senator Watt moved that the report of the Committee on Mileage and Per Diem be adopted and asked unanimous consent to have same put on Roll Call.

ROLL CALL

The question being on the adoption of the Report of the Committee on Mileage and Per Diem, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Jones	Plath
Brostuen	Kamrath	Porter
Burkhart	Larson	Regeth
Brunsdale	Lind	Simonson
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Dubay	McDonald	Trout
Eastgate	Magnuson	Thorson
Field	Marshall	Trovatten
Fine	Matthaei	Watt
Fowler	Miklethun	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog
Gronvold		

Those voting in the negative were:

Messrs.
Erickson, Divide

Absent and not voting:

Messrs.
Erickson, Kidder
Indergaard

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

FIRST AND SECOND READING OF SENATE BILLS

Senator Wog introduced:

Senate Bill No. 33. A Bill for an Act to amend and re-

enact paragraph one of Chapter 124 of the Laws of North Dakota for the year 1929.

Was read the first and second times and referred to the Committee on Elections.

Senator Brostuen asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913), and as amended by Chapter 266 of the Session Laws of 1927 relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until March 1, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Have had the same under consideration and recommend that the bill be amended as follows:

In the title of the original bill the word and figure "March 1" be stricken out and the word and figure "December 31" be inserted in lieu thereof.

In Section 1, lines 10 and 15 of the original bill the word and figure "March 1" be stricken out and the word and figure "December 31" be inserted in lieu thereof.

And when so amended we recommend the same do pass.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved for the adoption of said report.

Which motion carried.

Senator Brostuen moved that the rules be suspended and that Senate Bill No. 31, as amended, be considered properly engrossed and placed upon Third Reading and passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the

State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.
Erickson, Kidder
Indergaard

So the bill passed and the title was agreed to.

Senator Brostuen moved that the vote by which Senate Bill No. 31 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Stucke asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

REPORT OF SELECT COMMITTEE

Mr. President: Your joint committee of House and Senate to make arrangements for committee rooms beg to report as follows:

We have made arrangements for three large rooms and one small room for the Senate in the Patterson Hotel at \$640.00 for the session, and three large rooms and two smaller rooms for the House in the Patterson Hotel at \$640.00 (dollars) for the session. All rooms to be completely furnished with tables, chairs, etc., and janitor service.

E. C. STUCKE
W. S. WHITMAN
For the Senate

C. H. OPDAHL
F. PAUL SMITH
R. E. SWENDSEID
For the House.

Senator Stucke moved for the adoption of the Report of the Joint Committee of the House and Senate to make arrangements for Committee rooms, and for the discharge of said committee.

ROLL CALL

The question being on the adoption of the report of the Joint Committee of the House and Senate for making arrangements for Committee rooms, the roll was called and there were ayes, 46; nays 0, absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Divide	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Wheian
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Porter
Indergaard	

So the report of said Committee was adopted.

Which motion prevailed.

Senator McDonald moved that the President appoint a committee of three to appoint an official photographer for the Senate.

Which motion carried.

The President appointed Senators McDonald, Miller and Bangert on said committee.

Senator Bangert asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Bangert moved that the Journal for the Eighth Day be corrected to show that Concurrent Resolution No. D be referred to the Committee on State Affairs.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: J. A. Gray, Lisbon.

Senator Burkhart moved that the Senate recess until 1:30 P. M. tomorrow.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

NINTH DAY AFTER RECESS AND TENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 12, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

FIRST AND SECOND READING OF SENATE BILLS

Senator Trout introduced:

Senate Bill No. 34. A Bill for an Act amending and re-enacting Section 5, Chapter 199, Session Laws 1925, being subdivisions (1), (2) and (3) Section 2202 Supp. Compiled Laws 1913, providing the time for expiration of the period of redemption upon real property sold at tax sale and bid in for the county; also, the time at which the county auditor shall each year give notice of the expiration of the period of redemption as to all tracts of real estate on which the period of redemption has expired; also, the date upon which sale shall take place at the county seat of all real property acquired by the county by tax deed taken after the expiration of the period of redemption.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Handley introduced:

Senate Bill No. 35. A Bill for an Act defining and exempting from taxation a farm home, providing for the taxation of lands not falling within the definition of a farm home, providing for the taxation of additional lands held by persons, firms, corporations, or associations, graduated to increase in the amount of tax per quarter section or major fraction thereof, as holdings of such lands increase, and repealing all acts or parts of acts in conflict therewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Handley introduced:

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Albert Sanders, Rawson, N. Dak.; William Moo, Rawson, N. Dak.; Kenneth Dale, Marmarth, N. Dak.

Senator Whelan moved that the Senate do now adjourn.

Which motion prevailed.

TENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 12, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Norris.

Roll call: All Senators present except: Senator Indergaard.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Eighth Day after Recess and Ninth Day and recommend that the same be corrected as follows:

On page 3, line 25, strike out the words "two days each week."

In line 30, on the same page, correct the spelling of the word "nomination."

In line 16, of the same page, strike out the initials "M. W.," and insert in lieu thereof "W. W."

On page 9, line 8, add the letter "s" to the word "committee," making the line read "Reports of Standing Committees."

Strike out all of line 9, "Committee Report," and insert in lieu thereof the language: "The Committee on Tax and Tax Laws made the following report:"

On page 8, line 8, strike out the word "it" and insert in lieu thereof the word "same" and in the same line strike out the words "at once."

Your Committee also recommends that the Journal of Tuesday, January 10th, be corrected as follows:

On page 9, line 2, strike out the word "of" following the word "construction" and insert in lieu thereof the word "or."

In line 15, of the same page, strike out the word "commission" and insert in lieu thereof the word "committee."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Erickson of Kidder County presented a communication containing nine resolutions from O. H. Church, Secretary of the Kidder County Taxpayers Association, which communication was read and referred to the Committee on State Affairs.

Senator Brostuen presented a petition from the Grail School District number eight, McKenzie County, asking the Senate to defeat the action of the State Budget Board in cutting the appropriation for rural school aid. The petition was signed by J. T. Anderson, Croff, N. Dak., and eight others.

Which petition was referred to the Committee on Appropriations.

Senator Whelan presented a petition urging the President and Members of the Senate to use their influence and cast their votes to prevent the modification or repeal of the Prohibition Laws of this State. The petition was signed by Rev. J. R. Wenrich, St. Thomas, N. Dak., and 48 others.

Which petition was referred to the Committee on Temperance.

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Hamilton asked unanimous consent to proceed to the Eighteenth Order of Business.

Which request was granted.

The President announced that the Senate would be upon the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Committee on Appropriations introduced:

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Committee on Appropriations introduced:

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence

cannot be determined and whose care must be borne by the State.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 43. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the office of Grain Storage Commissioner.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use of the Board of Administration in administering child welfare laws.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 49. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Section 2790B1 to 2790B8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 88, Session Laws of 1927, relating to preservation and control of the artesian waters of the State.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Bonzer introduced:

Senate Bill No. 53. A Bill for an Act to repeal Section 910, Compiled Laws of 1913, as amended by Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senator Marshall introduced:

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Miklethun, Olson and Stucke introduced:

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senators Miklethun, Olson and Stucke introduced:

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Miklethun, Olson and Stucke introduced:

Senate Bill No. 57. A Bill for an Act to limit the applications of pardons and paroles to persons convicted of bank robbery or embezzlement or larceny of the assets.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Brostuen introduced:

Senate Bill No. 58. A Bill for an Act providing for the forfeiture to counties of real property upon which taxes are delinquent; fixing the period of such delinquency, the notice to be given and the method of service; and for proceedings for a sale of such property and the disposition of the proceeds.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Bonzer moved that the Senate recess until 1:45 P. M. tomorrow.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 13, 1933.

The Senate convened at 1:45 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Fowler introduced:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Patten introduced:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Patten introduced:

Senate Bill No. 61. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assessments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Patten introduced:

Senate Bill No. 62. A Bill for an Act providing for payment of real estate taxes levied and assessed for the year 1932 and all subsequent years, including special assessments and hail insurance and allowing a discount for payment before delinquency; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senators Tinnes and Brostuen introduced:

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

ELEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 13, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Norris.

Roll call: All Senators present except: Senators Bonzer and Indergaard.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Ninth Day after recess and Tenth Day and recommend that the same be corrected as follows:

On page 4, after the line "Which request was granted," insert the paragraph: "The President announced that the Senate would be upon the Eleventh Order of Business."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

Senator Cain moved that the Journal of January 9th be changed on page 3, to read "Murphy" instead of "Patten" under the heading "Education."

Which motion prevailed.

The President announced that the Senate was upon the Fifth Order of Business.

Senator Fowler asked consent to have the Report of the Standing Committee as printed in the Journal of the Eighth Day after Recess and the Ninth Day, read from the desk.

Which report was read by the Secretary.

Senator Fowler moved for the adoption of the report by the Committee on Rules.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred Senate Concurrent Resolution No. B,

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 6. A Bill for an Act exempting from taxation the personal property of every head of a family up to the value of one hundred dollars.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

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

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

And find it correctly engrossed.

Also, Joint Resolution:

A message to Mrs. Calvin Coolidge expressing sympathy in the loss of her illustrious husband, Calvin Coolidge.

And find it correctly enrolled.

TOM WHELAN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Section 1, line 3, of printed bill, strike out the figures "\$50,000.00," and insert in lieu thereof figures "\$40,000.00."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

MOTIONS AND RESOLUTIONS

Senator Jones moved that all absent Senators be excused.

Which motion prevailed.

Senator Miklethun moved that Senate Bill No. 56 be referred from the Committee on Judiciary to the Committee on Banks and Banking.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senators Miklethun and Olson introduced:

Senate Bill No. 64. A Bill for an Act making the sheriffs of the various counties the transportation officers for all prisoners to be transported to the State Penitentiary and defectives and delinquents to the various corrective institutions of the state; providing the rate of mileage therefor; providing when said persons shall be so trans-

ported; and providing for additional help in emergency cases; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senators Miklethun and Olson introduced:

Senate Bill No. 65. A Bill for an Act repealing Sections 3526 A-1, 3526 A-2, 3526 A-3, 3526 A-4, of the Supplement to the Laws of North Dakota for 1913, relating to the State Transportation Officer, and providing an emergency clause therefor.

Was read the first and second times and referred to the Committee on State Affairs.

The Committee on Appropriations introduced:

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 67. 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 and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 68. 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 and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Hamilton asked unanimous consent to return to the Thirteenth Order of Business.

Which request was granted.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution B.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.
Bonzer
Indergaard

So Senate Concurrent Resolution B was adopted.

Senator Brostuen asked unanimous consent to return to the Fourth Order of Business.

Which request was granted.

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Brostuen presented Resolutions passed by the Executive Committee of the McKenzie County Farmers' Union, and signed by Al. N. Nelson and Oluf Erickson, Secretary.

Which resolution was referred to the Committee on Tax and Tax Laws.

Senator Lind presented six resolutions from the Resolution Committee, consisting of Claus Larson, Charley Sanda, and Ed. Lee of Ball Butte Local No. 385 of the Farmers' Union.

One resolution was referred to the Committee on Insurance, one to the Committee on Education and four to the Committee on Tax and Tax Laws.

Senator Fowler asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fowler requested that the vote adopting the Report of the Committee on Rules be reconsidered.

Which request was granted.

Senator Fowler moved that the Report of the Committee on Rules be amended by adding thereto Rule 49.

"All bills or resolutions carrying an appropriation of \$200.00 or more shall be referred or re-referred to and acted upon by the Committee on Appropriations before final action by the Senate thereon, unless otherwise ordered by a majority vote of the Senators present."

Which motion prevailed.

Senator Fowler moved that the report of the Committee on Rules, as amended, be adopted.

Senator Fine moved that the proposed amendment to the Report of the Committee on Rules be reconsidered.

Which motion prevailed.

Senator Fine moved that the amendment to the Report of the Committee on Rules be made to read that it will be referred or re-referred on a two-thirds vote of the members present and voting.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 13, 1933.

Mr. President: I have the honor to return message from the Senate attached to Joint Resolution No. 1, for correction.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Senator Fowler moved again that all Bills or Resolutions carrying appropriations of \$200.00, or more, shall be referred or re-referred to, and acted upon, by the Committee on Appropriations before final action by the Senate thereon, unless otherwise ordered by a majority vote of the Senate.

Senator Fine withdrew his previous motion.

Senator Fowler moved for the adoption of the amendment to the Rules.

Which motion prevailed.

Senator Fowler moved that the report of the Committee on Rules as amended be adopted.

Senator Fowler demanded a Roll Call.

ROLL CALL

The question being on the adoption of the Report of the Committee on Rules as amended, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Plath
Brostuen	Hamilton	Porter
Burkhart	Handley	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Trovatten
Erickson, Divide	Lynch	Watt
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog
Fowler	Marshall	
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Matthaei	Thorson
Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Olson
Erickson, Kidder	Miller	Stucke

So the Report of the Committee on Rules, as amended, was declared adopted.

Senator Bangert moved that the Senate recess until 1:30 P. M. tomorrow.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 14, 1933.

The Senate convened at 1:30 P. M. pursuant to recess, the President, O. H. Olson, presiding.

Senator Matthaai asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

Senator Matthaai asked that the records show the resignation of Harriet M. Botz as Senate Stenographer.

Hon. W. E. Matthaai,
Chairman Employment Committee.

I herewith submit my resignation as Senate Stenographer to become effective January 13, 1933.

HARRIET M. BOTZ.

Senator Matthaai moved that the basic rate for Senate employees this Session be the same as during the Twenty-Second Legislative Assembly, where the desk stenographer received \$8.00, Secretary \$7.00, two Assistant Secretaries \$6.00, the Chaplains \$3.00, President pro tem \$2.00 and all other employees \$5.00 per diem except that we wish to have as a basic rate for pages the sum of \$4.00 per diem, and that we now move that the pay of all Senate employees be 10% less than this basic rate except that of the Chaplains, who are to receive \$3.00 per day and the President pro tem, who is to receive \$2.00 per day.

Senator Watt moved for a substitute motion to the motion by Senator Matthaai, namely: that Senate employees be cut twenty per cent from the basic rate as established two years ago instead of a ten per cent cut as proposed in the motion by Senator Matthaai.

Senator Watt demanded a Roll Call on his substitute motion.

ROLL CALL

The question being on the substitute motion of Senator Watt, the roll was called and there were ayes, 10; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Drew	Gronvold	Porter
Dubay	Olson	Trovatten
Eastgate	Plath	Watt
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Miller
Bangert	Jones	Murphy
Brostuen	Kamrath	Patten
Burkhart	Larson	Regeth
Brunsdale	Lind	Simonson
Cain	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Whelan
Fowler	Marshall	Whitman
Greene	Matthaei	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Stucke
Erickson, Kidder	Miklethun	

So the substitute motion was declared lost.

ROLL CALL

The question being on the motion by Senator Matthaei, the roll was called and there were ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Patten
Brostuen	Hamilton	Porter
Burkhart	Handley	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Tinnes
Erickson, Divide	Lind	Trout
Eastgate	Lynch	Thorson
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drew	Martin	Plath
Dubay	McDonald	Trovatten
Jones	Olson	Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Stucke
Erickson, Kidder	Miklethun	

Which motion prevailed.

Senator Fine moved that the Senate do now adjourn.
Which motion prevailed.

TWELFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 14, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Norris.

Roll Call: All Senators present except: Senators Bonzer, Erickson of Kidder, Indergaard, Miklethun and Stucke.

The President announced that a quorum was present.

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

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

On page 3, 5th line from the bottom, strike out the period after the letter "B" and insert a comma.

On page 6, line 25, correct the spelling of the word "Department" by adding the letter "t" thereto.

On page 7, line 12, strike out one semi-colon after the figure "0".

On page 8, following the paragraph, "Senator Fine moved that the proposed amendment to the Report of the Committee on Rules be reconsidered," insert the line, "Which motion prevailed."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Wog presented a petition urging the President and members of the Senate to use their influence and cast their votes to prevent the modification or repeal of the Prohibition Laws of this State, signed by Rev. Fenton G. Roeve, Beach, and 20 others.

A like petition was presented, signed by Martin Spillum, Buxton, and 35 others.

A like petition was presented by Senator Bangert, signed by members of the West Fairview Woman's Christian Temperance Union.

A like petition was presented by Senator Watt, signed by Anna L. Smith, Page, and 45 others.

Which four petitions were referred to the Committee on Temperance.

Senator Drew presented a petition, signed by Mrs. M. D. Kavanaugh, President, and Mrs. H. J. Baumgartner, Secretary of the Devils Lake Twentieth Century Club urging the cooperation of the Senate in establishing and perpetuating the International Peace Garden.

Senator Porter presented a petition signed by Maurice Hoy and 14 others, of Cavalier County favoring a complete investigation of the Capitol Commission.

Which two petitions were referred to the Committee on State Affairs.

Senator Whelan presented a petition signed by C. R. Moore, Secretary of the Drayton Commercial Club, urging a law providing a penalty for county officers who divert funds received from auto license fees or gasoline tax to any other purpose than that for which they are intended.

Was referred to the Committee on Highways.

Senator Brostuen presented a petition signed by Axel Larson and two other directors of School District No. 18 of McKenzie County objecting to the proposed cut in rural school funds by the State Budget Board.

A like petition was presented by Senator Brostuen, signed by Bruce Hancock and two other directors of the School Board of Elk District, No. 25, Alexander, N. Dak.

Which two petitions were referred to the Committee on Education.

Senator Lind presented a petition signed by Ray Roache and Bill Carpenter, representing Ross E. French Post No. 2328 Veterans of Foreign Wars, urging the Williams County Senators and representatives to use their influence in maintaining the office of Veterans' Service Commissioner in North Dakota at Fargo.

Was referred to the Committee on Military Affairs.

Senator Gronvold moved that the resolution from the Rugby Woman's Club be printed in the Journal.

Which motion prevailed.

RESOLUTION

BE IT RESOLVED by the Rugby Woman's Club that: Whereas, our State of North Dakota has been honored (jointly with the province of Manitoba) by the placement and dedication of the International Peace Garden within its borders; and

WHEREAS, It will be necessary for the joint establishment of the same on an international basis, that certain state and congressional legislation will meantime be necessary to establish and perpetuate this memorial to the ideal of international peace as between all nations; and:

WHEREAS: The more than fifty thousand people, who attended the dedication exercises in the Turtle Mountains on July 14th, last, is a proclamation of their desire to see this ideal materialized, we do hereby memorialize our earnest wish and hope that officially our State, including its Members of Congress, its Supreme Court, its Governor, its State officers and its Legislative bodies, unite in an effort each to function in their several capacities toward the consummation of this project, and:

WHEREAS: We further urgently request that the newly elected Governor recommend the prompt furtherance, by necessary legislation, the promotion of this project, and:

BE IT FURTHER RESOLVED: That a permanent record of this resolution be made in the minutes of every component club of the North Dakota Federation of Woman's Clubs.

And for the final consummation of this ideal, we most respectfully and fervently pray for your earnest consideration and co-operation.

Rugby, North Dakota, January 13, 1933.

MRS. G. H. DAVIDSON,
President,

MRS. RENO LORENZ,
Secretary,

MRS. W. A. LILYQUIST,
Chairman of Int. Rel.

Which resolution was referred to the Committee on State Affairs.

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

FIRST AND SECOND READING OF SENATE BILLS

Senator Tinnes introduced:

Senate Bill No. 70. A Bill for an Act relating to the foreclosure of real estate mortgages and to the amount of the deficiency judgment, if any, to be entered.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Tinnes introduced:

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senators McDonald and Jones introduced:

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act.

Was read the first and second times and referred to the Committee on State Affairs.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 14, 1933.

Mr. President: I have the honor to return herewith the following bill.

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

For proper engrossment, and when properly engrossed request the return of same.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senators Lind and Greene introduced:

Senate Bill No. 77. A Bill for an Act to amend and reenact Section 8122 of the Supplement to the Compiled Laws for the State of North Dakota for the year 1913, (the same being Chapter 180 of the Laws of North Dakota for the year 1915, and Chapter 65 of the Laws of North Dakota for the year 1921), providing for the time allowed purchasers of contract to perform the same, after notice of intention to foreclose, and providing an emergency clause therefor.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Murphy
Brunsdale	Jones	Plath
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Trout
Eastgate	Martin	Thorson
Field	McDonald	Trovatten
Fine	Magnuson	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog
Greene		

Those voting in the negative were:

Messrs.
Watt
Tinnes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Miklethun
Burkhart	Marshall	Porter
Erickson, Kidder		

So the bill passed and the title was agreed to.

Senator Olson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Judge F. J. Graham, Ellendale; Hon. Geo. Rose, Ellendale; A. J. Jensen, Ellendale; F. K. Bowerman, Clement; R. J. Lucke, Oakes, and J. Heath, Oakes; A. F. Glim, Zahl; Mary Ann Cool, Fargo and Mary Timmerman, Mandan.

Senator Fine moved that the Senate recess until 1:30 P. M. Monday.

Which motion prevailed.

The Senate stood recessed.

SIDNEY A. PAPKE,
Secretary.

TWELFTH DAY AFTER RECESS AND
FOURTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 16, 1933.

The Senate convened at 1:30 P. M. pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Jones introduced:

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Martin introduced:

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Was read the first and second times and referred to the Committee on State Affairs.

The Committee on Appropriations introduced:

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Tinnes asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEES

The Joint Committee on Joint Rules made the following report:

Mr. President: Your Joint Committee on Joint Rules to whom was referred the matter of Joint Rules for the 23rd Legislative Assembly, have had the same under consideration and recommend that the rules, numbers 1 to 12 inclusive, used as Joint Rules for the 22nd Legislative Assembly be adopted for the use of the 23rd Legislative Assembly.

Further, That in Rule 13 of the same rules, amend by adding thereto the following: "The Secretary of State shall retain enough copies of these pamphlets to provide for the mailing of one copy to each newly certified elected member of the House and Senate, prior to the convening of the Legislative Assembly in 1935."

And when so amended recommend that the same be adopted.

D. J. TINNES,
Chairman for the Senate.

GILBERT SUNDBY,
Chairman for the House.

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

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed.

FOURTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 16, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Ermel.

Roll Call: All Senators present except Senator Marshall.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Eleventh Day After Recess and Twelfth Day and recommend that the same be corrected as follows:

On page 1, in the next to the last line correct the result of the roll call to read "ayes, 10; nays, 34; absent and not voting, 5."

On page 4, line 26, correct the spelling of the name "Hancock," by striking out the letter "W" and inserting in lieu thereof the letter "H".

On page 5, line 4, correct the spelling of the word, "materialized" by striking out one letter "t".

On page 7, at the bottom of the page, correct the result of the roll call to read, "ayes, 40; nays, 2; absent and not voting, 7."

On page 8, correct the roll call to show that Senator Tinnes voted in the negative.

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to transmit herewith: House Concurrent Resolution No. 4.

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

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Which the House have passed and your favorable consideration is respectfully requested.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 16, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired,

until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Which the House has passed unchanged.

Very respectfully,
 JAMES P. CURRAN,
 Chief Clerk.

The President announced that the Senate was on the Fourth Order of Business.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented urging the President and Members of the Senate to use their influence and cast their votes to prevent the modification or repeal of the Prohibition Laws of this State, signed by John Stenberg, 1012 11 St. No., Fargo, No. Dak., and 59 others.

A like petition was presented, signed by Mrs. Oscar Kjorlie, 921 6th St. So., Fargo, No. Dak., and 23 others.

A like petition was presented, signed by Mrs. C. A. Peterson, Lakota, No. Dak., and 19 others.

A like petition was presented, signed by Lettie Newbre, New Rockford, No. Dak., and 72 others.

A like petition was presented, signed by Mrs. A. J. Catherwood, Park River, No. Dak., and 24 others.

A like petition was presented, signed by Mrs. F. A. Mathison, Fairmount. No. Dak., and 12 others.

A like petition was presented, signed by A. M. Wiley, Jamestown, No. Dak., and 13 others.

A like petition was presented, signed by Lena Fostlebe and two others.

A like petition was presented, signed by Dr. E. E. Robbins, University Station, and 18 others.

Which nine petitions were referred to the Committee on Temperance.

Senator Porter presented a petition sent to him as a "collect" telegram for which he paid a fee of ninety-five cents, signed by Thos. J. Clifford, Langdon, N. Dak., and 21 others urging his support of the resolution to investigate the Capitol Commission.

Was referred to the Committee on State Affairs.

Senator Gronvold presented a petition signed by Wm. O. Biberdorf, President of the Farmers' Mutual Life Insurance Co., Rugby, No. Dak., and 10 other directors, opposing the

recommendation of S. A. Olsness making it compulsory for Country Schools to insure in the State Fire and Tornado Fund.

Was referred to the Committee on Insurance.

A petition was presented, signed by S. V. Anderson, Chairman and C. F. Jensen, Secretary, Working Men's Club of Valley City, opposing Senate Bill No. 6; recommending repeal of that part of Senate Bill No. 30 annexed two years ago, but retaining some form of the absent voters ballot; favoring the abolishment of the State Immigration Department; favoring Senate Bill No. 3, with elimination of deficiency judgments; and urging action against contractors for not living up to the contracts on the State Capitol building.

Was referred to the Committee on State Affairs.

Senator Miklethun asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Miklethun moved that the Resolution from the Working Men's Club of Valley City be printed in the Journal.

Which motion was lost.

The President announced that the Senate was again on the Fourth Order of Business.

A resolution was presented, signed by Ludwig Moan, DeSart, No. Dak., and 13 others urging the Senate to enact a law providing State Hail Insurance at a flat premium rate.

Was referred to the Committee on Insurance.

Senator Dubay presented a petition, signed W. G. Mitchell, Adjutant American Legion Post 235, Rolla, No. Dak., urging Rolette County Legislators to use their influence continuing the office of Veterans' Service Commissioner.

Was referred to the Committee on Military Affairs.

Senator Brostuen presented a communication signed by W. H. Neckels and two other directors of the Grassy Butte School No. 29, Grassy Butte, No. Dak., protesting cutting amounts received by common schools as proposed by the Budget Board.

Was referred to the Committee on Appropriations.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred Senate Concurrent Resolution No. "D", have had the same under consideration and recommend that the same be amended as follows:

On page 9, second line, after the word construction, strike out the word "of" and insert in lieu thereof the word "or."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that Senate Concurrent Resolution No. "D" be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Tinnes moved that Senate Bill No. 6 be re-referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

Senator Matthaei moved that Senate Bill No. 1 be re-referred from the Committee on Judiciary to the Committee on Tax and Tax Laws.

Which motion prevailed.

Senator Burkhart moved that all absent Senators be excused.

Which motion prevailed.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 32. A Bill for an Act to repeal all laws relating to the drawing of checks without funds; an Act to repeal Section 9971-A-1 and Section 9971-A-2 of the Supplement of Compiled Laws of 1913, and Section 1 and Section 2 of Chapter 128 of the Session Laws of North Dakota for 1931.

Have had the same under consideration and recommend that the same be amended as follows:

That the title be amended to read as follows: "For an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds." and that Section 1 of said bill be amended to read as follows: Section 1. REPEAL. That Chapter 128 of the Session Laws of North Dakota for 1931 be and the same is hereby repealed. That in line 5 before the word "emergency" the word and figure "Section 2" be added.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

FIRST AND SECOND READING OF SENATE BILLS

Senator Martin introduced:

Senate Resolution No. A-2.

Senator Hamilton moved that Senate Resolution No. A-2 be printed in the Journal.

Senator Fine moved as a substitute motion that the Senate defer action on the motion to have Senate Resolution A-2 printed in the Journal for one legislative day.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Miklethun introduced:

Senate Concurrent Resolution "E".

Was read and referred to the Committee on Banks and Banking.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Appropriations.

House Concurrent Resolution No. 4.

Was read the first and second times and referred to the Committee on Military Affairs.

Senator Fine moved that the Senate do now adjourn until 2:00 P. M. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 17, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Ermel.

Roll Call: All Senators present except Senators Magnuson and Marshall.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twelfth Day After Recess and Fourteenth Day and recommend that the same be corrected as follows:

On page 2, fifth line from the bottom, after the word "amended" add the words, "recommend that".

On page 3, eighth (8th) line from the bottom correct the spelling of the word, "Senator".

On page 6, line 5, strike out the name "S. V. Jensen" and insert in lieu thereof the name, "S. V. Anderson", and in the same paragraph, after the words, "favoring the" insert the words, "abolishment of the".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Watt presented a petition, signed by R. M. Sproul, Buffalo, N. Dak., and 41 others, urging the President and members of the Senate to cast their votes to prevent modification or repeal of the Prohibition Laws of this State.

A like petition was presented, signed by Isaac S. Corn, University Station, N. Dak., and 15 others.

A like petition was presented, signed by A. E. Lien, Portland, No. Dak., and 125 others.

A like petition was presented, signed by Alvin C. Strutz, Jamestown, No. Dak., and 58 others.

A like petition was presented, signed by A. R. Larson, Garrison, N. Dak., and 20 others.

Senator Simonson presented a like petition, signed by M. O. Henoen, Hope, No. Dak., and 28 others .

A like petition was presented, signed by J. H. McLean, Hannah, No. Dak., and 38 others.

A like petition was presented, signed by L. M. Halling, Binford, No. Dak., and 66 others.

A like petition was presented, signed by Mrs. J. K. Wead, Selfridge, No. Dak., and 24 others.

A like petition was presented, signed by Allen Harleman, Dickinson, No. Dak., and 35 others.

A like petition was presented, signed by Mrs. Geo. F. Clark, Fargo, No. Dak., and 18 others.

A like petition was presented, signed by Mrs. A. J. Larson, Fargo, No. Dak., and 25 others.

A like petition was presented, signed by R. J. Walker, Grand Forks, No. Dak., and 24 others.

Senator Bonzer presented a like petition signed by Eleanor W. Ripley, Fairmount, No. Dak.

Senator Field presented a like petition signed by Eleanor W. Ripley, Fairmount, No. Dak.

Which 15 petitions were referred to the Committee on Temperance.

Senator Brostuen presented a petition, signed by Martin Lind, Martin Skaret and Carl Hitland, Jr., Sanish, No. Dak., asking that State Aid should not be taken from rural schools.

Was referred to the Committee on Education.

REPORT OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 34. A Bill for an Act amending and re-enacting Section 5, Chapter 199, Session Laws 1925, being subdivisions (1), (2) and (3) Section 2202 Supp. Compiled Laws 1913, providing the time for expiration of the period of redemption upon real property sold at tax sale and bid in for the county; also, the time at which the county auditor shall each year give notice of the expiration of the period of redemption as to all tracts of real estate on which the period of redemption has expired; also, the date upon which sale shall take place at the county seat of all real property acquired by the county by tax deed taken after the expiration of the period of redemption.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, Section one, line three, of printed bill strike out the figures "\$50,000.00" and insert in lieu thereof the figures "\$30,000.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Have had the same under consideration and recommend that the same be amended as follows:

On Page one, Section one, line three, of printed bill strike out the figures "\$1,000.00", and insert in lieu thereof the figures "\$500.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

And find the same correctly engrossed.

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

And find the same correctly enrolled.

Senate Concurrent Resolution A. WHEREAS, the 72nd Congress of the United States of America, at the first session begun and held at the City of Washington, on Monday, the 7th day of December, 1931, by a constitutional majority of two-thirds thereof, made and passed a proposal to amend the Constitution of the United States of America in the following words, which joint resolution was duly ratified by Congress on March 3rd, 1932, and approved by the President of the United States.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Have had the same under consideration and recommend that the same be amended as follows:

Page one, Section 1, Line 5: after the comma; after the word "necessary" insert the following "To the children's welfare Bureau and by its directors apportioned".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: The majority of your Committee on Appropriations to whom was referred

Senate Concurrent Resolution D.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN
W. E. MATTHAEI
W. S. HANDLEY
ALBERT DUBAY
E. C. STUCKE
C. W. FINE
O. E. ERICKSON
NELS MAGNUSON

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: The minority of your Committee on Appropriations to whom was referred

Senate Concurrent Resolution D.

Have had the same under consideration and recommend that the same be amended as follows:

Page 4, Line 22: Strike out the figures \$7,500.00" and insert in lieu thereof the figures \$1,500.00".

S. J. ATKINS
H. A. FIELD
F. T. GRONVOLD
C. N. BRUNSDALE
WM. WATT
J. E. EASTGATE

L. O. FREDRICKSON,
Chairman.

Senator Atkins moved that the minority report be substituted for the majority report.

Senator Hamilton demanded that a Roll Call be taken on the adoption of the Minority Report.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 17, 1933.

Mr. President: I have the honor to transmit herewith

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

ROLL CALL

The question being on the adoption of the Minority Re-

port, the roll was called and there were ayes, 15; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Brunsdale	Fowler	Porter
Cain	Gronvold	Trovatten
Drew	Lynch	Watt
Eastgate	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Tinnes
Fine	McDonald	Trout
Fredrickson	Magnuson	Thorson
Greene	Matthaei	Whelan
Hamilton	Miklethun	Wog

Absent and not voting:

Messrs.
Marshall

So the motion on the adoption of the Minority Report was lost.

Senator Atkins demanded a Roll Call on the motion for the adoption of the Majority Report.

ROLL CALL

The question being on the adoption of the Majority report, the roll was called and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Patten
Bonzer	Jones	Regeth
Brostuen	Kamrath	Simonson
Burkhart	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Trovatten
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Wog
Hamilton	Miller	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Brunsdale	Fowler	Porter
Cain	Gronvold	Watt
Drew	Lynch	Whitman
Eastgate	Murphy	

Absent and not voting:

Messrs.
Marshall

So the Majority Report was adopted.

Senator Hamilton moved to have Resolution A-2, as read yesterday, printed in the Journal.

Senator Porter demanded a Roll Call.

Senator Cain moved that Resolution A-2 be re-read from the desk.

Which motion prevailed.

The Secretary read Resolution A-2.

Senator Cain moved as a substitute motion that Resolution A-2 be printed in the Journal with the language to the effect that the 39 States secede from the Union, and reference to our Flag, be eliminated and that the remainder be printed in the Journal.

Senator Porter demanded a Roll Call on the Substitute Motion by Senator Cain.

ROLL CALL

The question being on the adoption of the substitute motion by Senator Cain, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Fredrickson	Porter
Brostuen	Gronvold	Simonson
Brunsdale	Indergaard	Tinnes
Cain	Lynch	Trovatten
Drew	Magnuson	Watt
Eastgate	Miller	Whelan
Field	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Miklethun
Burkhart	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lind	Stucke
Fine	Martin	Trout
Greene	McDonald	Thorson
Hamilton	Matthaei	Wog

Absent and not voting:

Messrs.
Marshall

So the vote on the substitute motion was declared a tie and the President cast his vote which was "nay" and the substitute motion was declared lost.

The President announced that the Senate was now on the motion of Senator Hamilton, that Senate Resolution A-2 be printed in the Journal.

Senator Atkins demanded a Roll Call.

ROLL CALL

The question being on the motion of Senator Hamilton that Senate Resolution A-2 be printed in the Journal, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Greene	Magnuson	Wog
Hamilton	Matthaei	
Handley	Miklethun	

Those voting in the negative were:

Atkins	Fowler	Porter
Bangert	Fredrickson	Tinnes
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Drew	Miller	Whelan
Eastgate	Murphy	Whitman
Field	Plath	

Absent and not voting:

Messrs.
Marshall

So the motion to print Senate Resolution A-2 in the Journal prevailed.

Senator Brostuen: "As I understand the question before us Senate Resolution A-2 is to be printed in the Journal and

in no way to affect the passage of the Resolution. I believe it is only fair that Senator Martin should have the privilege of having Senate Resolution A-2 in the Journal although I should like to see those words stricken out. If we will have an opportunity later on to vote upon the passage of the Resolution, I vote aye at this time."

Senator Fine: "As I see it, the author of Senate Resolution A-2 has the right to have his Resolution printed in the Journal. I think he is entitled to this right. This is not a matter of the final disposition of the Resolution and therefore I vote aye."

Senator Greene: "I think we need have no fear that the Eastern States named in Senate Resolution A-2 would allow us to secede as we are the states that feed them financially as well as otherwise. We have tried for several years to call the attention of the East to the fact that the West has been discriminated against and that we were being handicapped for lack of proper recognition, and if this Resolution would be the means of calling the attention of the East to these facts, as we have tried to do before, then this Resolution is well worth while and I vote aye."

Senator Hamilton: "For reasons as already stated, and defining the parliamentary rights of a member of this body to have a resolution that he has introduced considered by a proper committee and, as yet this Resolution is not before this body, so I vote aye."

Senator Handley: "As long as this is not for the adoption of the Resolution but simply to have it printed in the Journal, and while I am not in sympathy with all the language contained in it, I vote aye."

Senator Jones: "I am in favor of a free press and free speech and I believe the gentleman should have the right to have his resolution published in the Journal. I don't think any man in this Chamber can doubt my patriotism. I served my country in the war and if I were called upon to protect the rights of this Nation again, I would do it tomorrow. If the country called for me I would go regardless of any consideration and I am going to vote aye."

Senator Lynch: "In my legislative career I have seldom explained a vote but I want to explain my vote on the printing of this Resolution. I am willing to tell the East that they have plundered the West and I am willing to concede to a change of the language contained in that Resolution, but I am not willing to tell the East in all the language that is in that Resolution. I don't believe it would meet with the approval of the immortal Washington, Jefferson and Roosevelt who have been mentioned in this resolution and debate, so I vote 'nay'."

Senator Stucke: "I believe that the first Amendment to the Constitution means exactly what it says. It says Congress shall have no right to abolish the freedom of speech or of the press. In conformity to that idea I am not saying that

I agree with everything in that Resolution, but being a firm believer in the right to free speech and a free press, I vote 'aye'."

SENATE RESOLUTION A-2.

Introduced by Senator Martin.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

Whereas, ever since the close of the civil war, the states of Maine, New Hampshire, Vermont, Massachusetts, New York, Pennsylvania, Connecticut, Rhode Island, and New Jersey, because of their dense population and consequent dominant power in Congress, have so manipulated Congress and congressional legislation that said states have become rich at the expense of the rest of the Union, and

Whereas, through the manipulation of tariff laws said eastern states have protected their manufacturing industries at the expense of the cotton, tobacco, corn, hog, wheat, cattle and fruit growers of the nation, which said producing states have been struggling ever since the Civil War without any actual protection under tariff laws, and

Whereas, through such manipulated unjust and discriminatory measures there has grown up in said eastern states a financial oligarchy, with Wall Street as the centre of the financial power of the Union, and

Whereas said Wall Street interests are now seeking to reach out through the chain banking system to obtain absolute control of the balance of the nation, which they have already looted through the Tariff System, and with the purpose in view, evidently, of making the people of thirty-nine other states financial peons, and

Whereas, in addition to the unjust, discriminatory and grasping attitude of said states, detailed in this resolution, said financial east, through the New York Stock Exchange and the House of Morgan, and with the accumulation of the peoples money flowing to the east under the system described, their field of operations has been extended to foreign countries, and huge, unnecessary, and uncollectable loans have been made to every country on earth, and the bonds of said countries sold to the people of this country to their loss and damage, and

Whereas, said financial interests of said eastern states have influenced the administration of our Government to loan money to foreign governments which were then and are now unable to pay, and

Whereas, in each and every instance of such government loans the said financial interests have influenced this government to either cancel said foreign loans or discount them at an unreasonable rate and defer payments until the net returns, when paid, if ever, will not be equivalent to the interest on the debt, and

Whereas, in case of disturbances or war in foreign countries said, financial interest, desiring to protect their said loans to foreign governments are the first in this country to talk war, and demand that our young men offer their lives to protect their money, and

Whereas, said financial interests maintain in their metropolis and place known as the "Stock Exchange" where securities are gambled daily, and the markets of our products caused to rise and fall with the turn of their gambling wheel, and

Whereas, we are now fully and unalterably convinced that said states have had and will never have the best interest of the rest of the nation at heart, or ever intend to live in the Union under a plan of justice to all, we therefore

Recommend that we, the remaining thirty-nine states secede from the above named states, carrying with us the Star Spangled Banner, and leaving them the stripes, which they so richly deserve; let them continue to prey upon their own people; give them a free hand but they must keep off us. All we will demand is that our remaining territory have no treaty, or trade relations, no agreements or understandings whatsoever, no business or social connections, and we can then proceed to build anew and carry out the principles of Democratic government as founded by the immortals Washington and Jefferson.

Be it further resolved that this resolution be duly authenticated, and sufficient copies thereof forwarded to our Senators and Representatives in Congress, for the information of Congress and the press of the country.

Which was referred to the Committee on State Affairs.

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Stucke moved that the Senate do now recess until 1:30 P. M. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTEENTH DAY AFTER RECESS AND THE
SIXTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 18, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Concurrent Resolution No. A.

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

The President announced that the Senate would be on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whitman (by request) introduced:

Senate Bill No. 84. A Bill for an Act for the appointment of an Assistant State's Attorney and a stenographer by the State's Attorney, in counties having a population

of over 17,000 and less than 40,000 and the fixing of salaries of such Assistant State's Attorney and stenographer.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whitman (by request) introduced:

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whitman (by request) introduced:

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whitman (by request) introduced:

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Micklethun introduced:

Senate Bill No. 88. A Bill for an Act to amend and re-enact Section 951, and to repeal Section 953 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the appointment of Judges and Clerks of Election, and declaring an emergency.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senator Matthaai introduced:

Senate Bill No. 89. A Bill for an Act to amend and re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the year 1913 providing for and relating to when and how civil actions may be dismissed.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whelan introduced:

Senate Bill No. 90. A Bill for an Act to amend and re-enact Section 714a7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and prescribing the qualifications of sureties.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed.

SIXTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 18, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Ermel.

Roll call: All Senators present except Senator Martin.

The President announced that a quorum was present.

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

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

On page 3, line 15, correct the spelling of the name "Bros-tuen," by inserting the letter "s" after the letter "o".

On page 6, line 31, after the words "Mr. President:" insert the words "the majority of," and in line 36 of the same page, correct the initials by striking out the initial "H," and inserting in lieu thereof the initial "K."

On page 7, line 6, after the words, "Mr. President:" insert the words "The minority of."

Strike out all of line 21, on page 7, and insert in lieu thereof the line, "Senator Atkins moved that the minority report be substituted for the majority report."

On page 12, 4th line from the bottom, correct the spelling of the word "cancel."

On page 13, line 16, correct the spelling of the word "secede."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by R. M. F. Spooner, Havana, N. Dak., and 41 others, urging the President and Members of the Senate to cast their votes to prevent modification or repeal of the Prohibition Laws of the State.

A like petition was presented, signed by Mrs. A. M. Brooks, Fargo, N. Dak., and 13 others.

A like petition was presented, signed by Mrs. Nellie Cooke, Grassy Butte, N. Dak., and 23 others.

A like petition was presented, signed by Geo. H. Stead, Grand Forks, N. Dak., and 28 others.

A like petition was presented, signed by Tom Wilkinson, Trenton, N. Dak., and 42 others.

A like petition was presented, signed by Arthur Worberg, Minnewaukan, N. Dak., and 93 others.

A like petition was presented, signed by Ludvig R. Lunde, Cooperstown, N. Dak., and 42 others.

A like petition was presented, signed by Nels Hemming-
sen, Larimore, N. Dak., and 25 others.

A like petition was presented, signed by Geo. Brodersen, Grenora, N. Dak., and 32 others.

A like petition was presented, signed by C. E. Green, Tem-
vik, N. Dak., and 38 others.

A like petition was presented, signed by J. N. Gale, Hunter,
N. Dak., and 47 others.

A like petition was presented, signed by J. B. Fadenrecht,
Munich, N. Dak., and 24 others.

A like petition was presented, signed by L. J. Pinkerton,
Grand Forks, N. Dak., and 22 others.

A like petition was presented, signed by Mrs. George
Loffer, Edgeley, N. Dak., and 91 others.

A like petition was presented, signed by Mrs. O. J. Oswald,
Northwood, N. Dak., and 104 others.

Which 15 petitions were referred to the Committee on
Temperance.

A petition was presented, signed by B. M. Smith, New
Rockford, N. Dak., and 116 others, favoring the abolishment
of "the Motor Vehicle Department, and the Auto Theft Fund,
subsidiary department."

Which petition was referred to the Committee on State
Affairs.

A petition was presented, signed by E. M. Keller, Sherwood, N. Dak., and 27 others, requesting support to the Emergency Measure relating to penalties and tax deeds.

Which was referred to the Committee on Tax and Tax Laws.

A telegram addressed to Senator Martin from S. D. Wicks, President of the National Farm and Herd Management, Inc., Syracuse, N. Y., with reference to Senate Resolution A-2.

Was referred to the Committee on State Affairs.

Senator Whelan presented a communication from the executive committee of the North Dakota Taxpayers Association approving the elimination of all useless bureaus and commissions.

Was referred to the Committee on State Affairs.

Senator Whelan presented a communication from the executive committee of the North Dakota Taxpayers Association approving the investigation of the Course of Study of the several state institutions to avoid duplication.

Was referred to the Committee on State Affairs.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, Section one, line 7, of printed bill strike out the figures "\$5760.00" and insert in lieu thereof the figures "\$4800.00". In line 8 strike out the figures "\$2208.00" and insert in lieu thereof the figures "\$2000.00". In line 12 strike out the figures "\$750.00" and insert in lieu thereof the figures "\$500.00". In line 13 strike out the figures "\$400.00" and insert in lieu thereof the figures "\$300.00". In line 14 strike out the figures "\$16,000.00" and insert in lieu thereof the figures "\$12,500.00". In line 15 strike out the figures "\$700.00" and insert in lieu thereof the figures "\$620.00". In line 17 strike out the figures "\$1000.00" and insert in lieu thereof the figures "\$800.00". In line 19 after the word "total" strike out the figures "\$27,618" and insert in lieu thereof the figures "\$22,320.00". In line 3 of the printed bill strike out the figures "\$27,618.00" and insert in lieu thereof the figures "\$22,320.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 29. A Bill for an Act to repeal Sections 578 A-1, 578 A-2, and 578 A-3 of the Supplement to the Compiled Laws of North Dakota for the year 1913, the same being Chapter 146 of the Laws of North Dakota for the year 1919, and Chapter 147 of the Laws of North Dakota for the year 1925.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Enrollment and Engrossment made the following report:

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

Senate Resolution No. A-1. Memorial to the members of State Legislatures urging State Legislatures to memorialize Congress to pass Senate Bill No. 1197, known as the Frazier Bill.

And find the same correctly enrolled.

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

Senator Porter moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whelan (by request) introduced:

Senate Bill No. 91. A Bill for an Act amending and re-enacting chapter 202 of the Session Laws of North Dakota for 1931, and relating to all funds of cities, villages, townships, towns, school districts and park districts; except in cities having a population of 5000 or over.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Whelan (by request) introduced:

Senate Bill No. 92. A Bill for an Act defining the duties of the State Examiner, relative to depository bonds and requiring depositories to comply with the Examiner's requirements or be disqualified.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Whelan (by request) introduced:

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Whelan (by request) introduced:

Senate Bill No. 94. A Bill for an Act to repeal Section 3543 of the Compiled Laws of North Dakota for 1913, relating to the examination of the records kept by officers of public corporations.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whelan (by request) introduced:

Senate Bill No. 95. A Bill for an Act amending and re-enacting Section 3341, Compiled Laws of North Dakota for the year 1913, relating to the duties of the County Treasurer, and providing that the County Treasurer be the Treasurer of all tax districts within the county, including cities (whether operating under special charter or

general law), villages, townships, towns, school districts, (whether operating under special charter or general law), and park districts, excepting cities having a population of 5000 or over; and providing an exception and option in the case of cities having a population of 5000 or over, and repealing Sections 4087-4159-4160-660-4165-4206, as amended by Chapter 201, Session Laws of 1927; 1151-1153-1165-1166-1167-1172, as amended by Chapter 241; Session Laws of 1927; 4-67-3889, Compiled Laws of the State of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whelan introduced:

Concurrent Resolution No. F.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whelan introduced:

Concurrent Resolution No. G.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senator Brostuen moved that the question of whether or not Senate Concurrent Resolutions F and G should be printed the same as Bills be left to the Committees to whom referred.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson		

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.
Martin
Matthaei

So the bill passed and the title was agreed to.

After Senate Bill No. 59 had been read Senator Fowler moved that Section 3 of said Bill be amended as follows: That in line 2 of Section 3, after the word "period" the following language be inserted, "or have been heretofore taken".

Which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 59, as amended, be considered duly re-engrossed and be put on its Third Reading and Final Passage.

Which motion prevailed.

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

THIRD READING OF SENATE RESOLUTION "D"

Senator Field moved to amend Senate Concurrent Resolution "D" as follows: That the appropriation of \$7,500 be stricken out and the figures "\$3,000" be inserted in lieu thereof.

Senator Atkins demanded a Roll Call on the amendment to Senate Concurrent Resolution "D".

ROLL CALL

The question being on the amendment to Senate Concurrent Resolution "D", the roll was called and there were ayes, 15; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Brunsdale	Fowler	Porter
Cain	Gronvold	Trovatten
Drew	Lynch	Watt
Eastgate	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson

Messrs.	Messrs.	Messrs.
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	McDonald	Tinnes
Fine	Magnuson	Trout
Fredrickson	Marshall	Thorson
Greene	Matthaei	Whelan
Hamilton	Miklethun	Wog

Absent and not voting:

Messrs.
Martin

So the amendment was declared lost.

The President announced that the Secretary would call the roll on the final passage of Senate Concurrent Resolution D.

ROLL CALL

The question being on adoption of Senate Concurrent Resolution D, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	McDonald	Tinnes
Fine	Magnuson	Trout
Fredrickson	Marshall	Thorson
Greene	Matthaei	Whelan
Hamilton	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Brunsdale	Fowler	Porter
Cain	Gronvold	Trovatten
Drew	Lynch	Watt
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.
Martin

So Senate Concurrent Resolution D was declared adopted.

Senator Cain explained his vote as follows: "Since the Resolution is pregnant with 'it is rumored, and generally

believed,' barren of any facts, allegations, or statements that would warrant the expenditure of \$7,500.00 of the taxpayers' money, I vote 'nay'."

Senator Drew explained his vote as follows: "I vote 'nay' for the reason that I think \$7,500.00 too much money to spend on running down a rumor."

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fine moved that the President appoint a Committee of three to act with a like Committee from the House in arranging for a Joint Memorial Service.

Which motion prevailed.

The President announced appointments would be made later.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. Fred Stucke, Bismarck; Elmer Wick, Valley City; Hjalmer Rud, Bismarck; J. F. Gronvold, Rugby; H. L. Lutz, Rugby; C. W. Lewis, Fargo; Jack Williams, Fargo; Emil Strand, L. O. Havnik, F. K. McCullough, C. A. McCarty, O. F. Talkington, all of Fryburg; M. D. Moffitt, Belfield; C. H. Reimers, Carrington, and John C. Sherman, County Auditor, Kidder County.

Senator Lynch moved that the Senate do now recess until 1:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

SIXTEENTH DAY AFTER RECESS AND THE
SEVENTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 19, 1933.

The Senate convened at 1:30 o'clock P. M. pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on State Affairs introduced:

Senate Bill No. 96. A Bill for an Act to amend and re-enact Section three (3) of Chapter 206 Laws of 1931 relating to the Chicago World's Fair Commission, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Magnuson introduced:

Senate Bill No. 97. A Bill for an Act to repeal Section 6624 of the Compiled Laws of North Dakota for the year 1913, providing for payment of face of policy in case of loss.

Was read the first and second times and referred to the Committee on Insurance.

Senator McDonald and Jones introduced:

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of all penal and other public institutions, maintained in whole or in part by the State of North Dakota (but not by any of its political subdivisions), in any form of work not directly connected with or for the benefit of the penal or other public institution of which

said laborer is an inmate, providing for a penalty for the violation hereof and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Magnuson introduced:

Senate Bill No. 99. A Bill for an Act to repeal Section 6513 of the Compiled Laws of North Dakota for 1913, providing for valued policy.

Was read the first and second times and referred to the Committee on Insurance.

The Committee on Judiciary introduced:

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SEVENTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 19, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Jackson.

Roll Call: All Senators present except: Senators Martin and Lynch.

The President announced that a quorum was present.

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

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

On page 5, line 34, place the quotation marks before the dollar sign, and in line 37 place quotation marks before the figures "\$16,000.00".

On page 6, strike out the first two lines.

On page 11, line 30, insert quotation marks before the figures "\$3,000.00".

On page 12, the last line, strike out the word "general" and insert in lieu thereof the word "generally".

On page 13, first line, strike out the word "belief", and insert in lieu thereof the word "believed", also strike out the word "barring" and insert in lieu thereof the words, "barren of".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 19, 1933.

Mr. President: I have the honor to return

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Concurrent Resolution No. A.

Which the Speaker has signed.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

PRESENTATION OF PETITIONS AND

COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by P. O. Laurhammer, Edinburg, No. Dak., and 68 others, urging the President and members of the Senate to cast their votes to prevent modification or repeal of the Prohibition Laws of the State.

A like petition was presented, signed by Mrs. Jennings, Center, No. Dak., and 12 others.

A like petition was presented, signed by Mrs. S. T. May, Dickinson, No. Dak., and 21 others.

A like petition was presented, signed by Danus Knox Ford, Bismarck, No. Dak., and 99 others.

A like petition was presented, signed by Mrs. B. F. Spalding, Fargo, No. Dak., and 54 others.

A like petition was presented, signed by Mrs. H. O. Dyste, Forman, No. Dak., and 46 others.

A like petition was presented, signed by James Barr, Strasburg, No. Dak., and 37 others.

Which seven petitions were referred to the Committee on Temperance.

A petition was presented signed by Dr. R. John Crawford, New Rockford, and 176 others, urging the Legislative Assembly to repeal all existing prohibition laws now on the statutes of this state.

Was referred to the Committee on Temperance.

A communication was presented, signed by W. C. Hagler, R. J. Perrin and C. W. Buttz, regarding commissions and salaries.

Was referred to the Committee on State Affairs.

Senator Fredrickson presented a resolution from the membership of the Wool Pool regarding Farm Board and Marketing Act.

Was referred to the Committee on State Affairs.

Senator Brostuen presented a petition, signed by W. N. Noteboon and R. W. Erps for the Prosperous Valley Local 585 of the Farmers' Union, urging a tax of 20 cents per cwt. on all cane sugar of foreign origin.

Was referred to the Committee on Tax and Tax Laws.

A telegram was presented from the Board of Commerce, Lockport, N. Y., requesting transcript of Senate Resolution A-2.

Was referred to the Committee on State Affairs.

Senator Gronvold presented a petition, signed by Mrs. Bruce Clark and Mrs. George Faucett for the Barton Woman's Club urging legislation for the furtherance of the promotion of the International Peace Garden.

Was referred to the Committee on State Affairs.

A communication was presented from the East Fairview P. T. A., relative to proposed appropriation by the State Budget Board.

Was referred to the Committee on Tax and Tax Laws.

A communication was presented from the Farland School Board, Arnegard, N. Dak., relative to proposed appropriations of the State Budget Board.

Was referred to the Committee on Education.

Senator Marshall presented a petition, signed by George Wolf and A. C. Bjerken for the North Dakota Wool Growers' Association, urging legislation for the protection of livestock from dogs.

Was referred to the Committee on Livestock.

A petition was presented from the Farmers Union Local No. 312 of Kramer, N. Dak., signed by Ewald Gonitzke, Secretary, and E. M. Kromrey, President, urging support of various Bills.

Was referred to the Committee on State Affairs.

The petitions presented at a recessed joint session of the Twenty-third Legislative Assembly on January 17th, by three Indian tribes, the Mandans, Gros Ventres and Arikaras, urging the Legislature to dedicate the bridge now under construction at Elbowoods, N. Dak., "The Four Bears (Naxpitsi Topac) Memorial Bridge," was referred to the Committee on State Affairs.

Senator Brostuen asked unanimous consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Brostuen asked that the two petitions he was about to present be referred to the Committee on Tax and Tax Laws without being read from the desk.

Which request was granted.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 4. A Bill for an Act to repeal Sections 1, 2, 3, 4, 5, 6 and 7 of Chapter 3 of the Session Laws of North Dakota for the year 1931, relating to the Registration of Dogs.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "a bill," and add the following:

"For an act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:

"Section 1. (repeal) Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, be, and the same is hereby repealed.

"Section 2. (Emergency) This act is hereby declared to be an emergency measure, and shall be in force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

And found the name properly engrossed.

TOM WHELAN,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-crossment respectfully report that

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Concurrent Resolution No. A. A resolution proposing an amendment to the Constitution of the United States, fixing the commencement of the terms of President, Vice President and members of Congress, and fixing the time of the assembly of Congress.

Were delivered to the Governor for his approval at the hour of 2:08 o'clock P. M., January 18, 1933.

TOM WHELAN,
Chairman.

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

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Murphy (by request) introduced:

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson introduced:

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Was read the first and second times and referred to the Committee on Insurance.

THIRD READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Martin	Tinnes

So the bill passed and the title was agreed to.

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath

Messrs.	Messrs.	Messrs.
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Porter
Martin	Tinnes

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 indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Absent and not voting:

Messrs.
Lynch
Martin
Porter

So the bill passed and the title was agreed to.

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Porter
Martin

So the bill passed and the title was agreed to.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that Senate Bill No. 29 be made a Special Order of Business for Tuesday, January 24th.

Which motion prevailed.

The President announced the appointment of Senators Bangert, Indergaard and Field on the Committee to act with a like Committee of the House in arranging for a Joint Memorial Service.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Dr. John Crawford, Chris Taverna, Joseph T. Allmoras,

F. F. Allmoras and Oliver Rosenberg, all of New Rockford; C. C. Simonson, Aneta; Wm. Doyer, Carrington; Dr. L. B. McLean, Lisbon; R. H. Murry, Hope, and S. C. Nelson, Finley.

Senator Indergaard moved that the Senate do now recess until 1:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

SEVENTEENTH DAY AFTER RECESS AND
EIGHTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 20, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator C. E. Erickson introduced:

Senate Bill No. 103. A Bill for an Act authorizing and regulating the practice of naturopathy in the State of North Dakota.

Was read the first and second times and referred to the Committee on State Affairs.

Senator C. E. Erickson introduced:

Senate Bill No. 104. A Bill for an Act to amend and re-enact Section 463 of the Compiled Laws of the State of North Dakota for the year 1913, defining the meaning of the term practice of medicine with exemptions and exceptions.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

EIGHTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 20, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Jackson.

Roll Call: All Senators present except: Senators Martin, Plath and Watt.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Sixteenth Day After Recess and Seventeenth Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 20, 1933.

Mr. President: I have the honor to return herewith:
Senate Concurrent Resolution "B".

Also,

Senate Concurrent Resolution "D".

Which the House has passed unchanged.

I also transmit,

House Concurrent Resolution No. 5.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by N. H. Rinde, Hoople, N. Dak., and 28 others, urging the President and members of the Senate to cast their votes to prevent modification or repeal of the prohibition laws of the state.

A like petition was presented, signed by Mrs. C. E. Webster, Fargo, N. Dak., and 37 others.

A like petition was presented, signed by Julius Thompson, Rutland, N. Dak., and 20 others.

A like petition was presented, signed by Mrs. F. Akerberg, Plaza, N. Dak., and 19 others.

A like petition was presented, signed by Agnes Evenson, Forman, N. Dak., and 32 others.

A like petition was presented, signed by Rev. C. W. Langdon, Drayton, N. Dak., and 93 others.

A like petition was presented, signed by Mark Purington, Hazelton, N. Dak., and 35 others.

A like petition was presented, signed by Marjorie L. Ward, Hazelton, N. Dak., and 36 others.

A like petition was presented, signed by Arthur W. Teigland, Fargo, N. Dak., and 13 others.

Which nine petitions were referred to the Committee on Temperance.

A communication was presented, signed by S. A. Olson, Ryder, N. Dak., relative to Senate Bill No. 24.

Was referred to the Committee on State Affairs.

A communication was presented, signed by Mrs. T. J. Dahlen, President Women's Nonpartisan Club No. 468, Parshall, N. Dak., and 12 others, relative to passage of various bills.

Was referred to the Committee on State Affairs.

A communication was presented, signed by W. J. Traut, G. O. Wilcox and Willis McGuire, committee of the Farmers Union of Renville County, requesting legislation to collect taxes from the Bank of North Dakota or other state institutions; providing not more than one from a family be employed in state offices; preventing an official from receiving compensation for two state offices; consolidating offices in smaller counties.

Was referred to the Committee on State Affairs.

A communication was presented, signed by J. E. Knain and 12 other Superintendents and Principals of Sargent County, supporting present tuition rates.

Which was referred to the Committee on Education.

A communication was presented, signed by G. S. Reishus, City Auditor, Minot, N. Dak., indorsing Senate Bill No. 1.

Which was referred to the Committee on Judiciary.

Senator Dubay presented a petition, signed by J. M. Horst, Napoleon, N. Dak., and 9,653 others, saying, in part:

"This is the request and petition to your honorable body at the 1933 session to sharply reduced state governmental costs; to enact such laws that will make this possible not only in state affairs but also in county, township, municipal and school administration.

To enact laws making mandatory upon county, township, municipal and school tax-levying bodies the preparing of preliminary budgets and holding public hearings on same, after due public notice.

The tax burden has become unbearable, a fact of which your honorable body is well aware. This petition brings to you evidence that the tax distress is widespread and must be alleviated. That the matter shall have your early, serious and effective consideration we most respectfully and earnestly petition."

Was referred to the Committee on State Affairs.

A petition was presented, signed by Harry W. Rosenthal and Robert J. Dohn for Lloyd Spetz Post No. 1, American Legion of Bismarck, urging the continuance of the Office of Veterans' Service Commissioner.

Was referred to the Committee on Military Affairs.

Senator Drew presented a petition, signed by Mrs. Howard Latham, Secretary American Legion Auxiliary of Tim Running Post No. 24, Devils Lake, urging the continuance of the Office of Veterans' Service Commissioner.

Was referred to the Committee on Military Affairs.

Northampton, Massachusetts,
January 18, 1933.

Hon. Ole H. Olson,
President of the Senate,
Bismarck, N. D.

Dear Mr. Olson:

Mrs. Coolidge is deeply appreciative of the kind message of sympathy received from you on behalf of your Honorable Body and has asked me to convey to you her thanks for the thoughts expressed.

Very truly yours,

HARRY E. ROSS,
Secretary.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the words "repealing all Acts or parts of Acts in conflict herewith"; also in Section 1, line 12, sub-division D after the words "1934" add "and prior to December 31, 1935"; eliminate Section 3 and re-number Section "4" as Section "3".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the words "Assessment and" and also after the word "taxation" change the period to a comma, and add the words "and declaring an emergency";

also, in line 4, strike out the words "and assess"; and also, strike out all of Section 2; and re-number Section "3" to be Section "2".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Section 1, in line 7 of printed bill after the word "under" strike out the word "Chapter" and insert in lieu thereof the word "Chapters".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

Senator Murphy moved for the appointment of the three physicians, Senators Stucke, Porter and Drew, to investigate and procure proper ventilation in the Senate Chamber, if possible.

Which motion prevailed.

Senator Gronvold moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator C. E. Erickson introduced:

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Was read the first and second times and referred to the Committee on State Affairs.

Senator C. E. Erickson (by request) introduced:

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Was read the first and second times and referred to the Committee on Public Health.

The Committee on Tax and Tax Laws introduced:

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Matthaei introduced:

Senate Bill No. 108. A Bill for an Act to repeal Sections 9232, 9233, 9234, 9235, 9237, 9239 and 9243 of the Compiled Laws of North Dakota, 1913, relating to acts prohibited on the first day of the week, defining Sabbath breaking, definition of the "day", and Acts of Sabbath breaking enumerated, defense in case other day is observed, and trades and employments prohibited.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Matthaei introduced:

Senate Bill No. 109. A Bill for an Act to repeal Sections 9236, 9238, 9241A, 9242, and 9242A of the Supplement to the 1913 Compiled Laws of North Dakota, relating to servile labor on Sunday, prohibited sports on Sunday enumerated, Sunday dances, punishment for Sabbath breaking, and the emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Matthaei introduced:

Senate Bill No. 110. A Bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota, 1913, relating to theaters, open on Sunday, and penalty for violation thereof.

Was read the first and second times and referred to the Committee on State Affairs.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 20, 1933.

Mr. President: I have the honor to transmit herewith

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILL NO. 4

Senator Matthaei moved that in the title of Senate Bill No. 4, after the words "registration of dogs", the period

be changed to a comma and these words added: "and declaring an emergency".

Which motion prevailed.

Senator Fine moved that the Rules be suspended and Senate Bill No. 4 be considered as properly engrossed and put upon Third Reading and Final Passage.

Which motion prevailed.

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Regeth
Burkhart	Indergaard	Stucke
Brunsdale	Jones	Tinnes
Cain	Kamrath	Trout
Drew	Lind	Thorson
Dubay	Lynch	Trovatten
Erickson, Divide	McDonald	Whelan
Erickson, Kidder	Magnuson	Whitman
Field	Matthaei	Wog
Fine	Miklethun	
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Eastgate	Marshall
Fredrickson	Porter
Larson	

Absent and not voting:

Messrs.	Messrs.
Martin	Simonson
Plath	Watt

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 4 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Concurrent Resolution No. 5.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. Sidney A. Papke, Grand Forks; Dr. John A. Cranfor, F. F. Almoras, Oliver Rosenberg, Joe Almoras, Christ Teverna, Bill Doyen, Jack Crawford, all of New Rockford; J. N. Urness, Williston; Obed A. Wyum, Rutland; W. E. Lillo, Larimore; E. A. Bowman, Kulm; Ed Walrich and Hon. W. H. Hutchinson, La-Moure; Geo. J. Wagner, Sanborn; C. H. Noltmier and Robert Curneough, Valley City; A. G. Sundfor, Fargo; Harry Hardy, Ross; H. S. Selvig and E. Nielson, Plaza; Axel Olson, Henry Sucksinger and Iver Ruud, Parshall; Hon. W. J. Kneeshaw, Pembina; Miss Marie K. E. Siening, Fargo; Marie A. Higgins, Oakes; Glenn J. Talbott and E. M. Canfield, Williston; L. L. Taylor, Hensler; Hon. U. L. Burdick, Fargo; George Dixon, Valley City; Miss Hallie Walker, Carrington.

Senator Fine moved that the Senate do now recess until 1:30 P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

EIGHTEENTH DAY AFTER RECESS
AND NINETEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 21, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Have been examined and found correctly Engrossed.

Also,

Senate Concurrent Resolution No. B. Requesting our Senators in the Congress of the United States to support the Great Lakes-St. Lawrence Waterway Treaty now pending.

Also,

Senate Concurrent Resolution No. D. For a complete investigation of the Capitol Building Commission, its activities and actions in connection with the letting of contracts, preparation and acceptance of plans and specifications, erection and construction of the new Capitol Building, and including alterations made, materials used, and all other acts of said commission in connection with said building and, if possible, provide for a reduction of the cost of said building.

Have been examined and found correctly enrolled.

TOM WHELAN,
Chairman.

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

Senator Miklethun asked unanimous consent to withdraw Senate Bill No. 8 for revision, which request was granted.

Senator Brostuen asked unanimous consent to have additional time granted the Committee on Tax and Tax Laws on Senate Bills Nos. 1, 6, 35, 58, 61 and 62, which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Matthaei introduced:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Was read the first and second times and referred to the Committee on Public Health.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

NINETEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 21, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Jackson.

Roll Call: All Senators present except: Senators Plath, Simonson and Watt.

The President announced that a quorum was present.

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

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

the Seventeenth Day After Recess and Eighteenth Day and recommend that the following typographical errors be corrected:

On page 4, line 16, correct the spelling of the word "affairs". In line 33 of the same page, correct the spelling of the word, "appreciative".

On page 6, line 2, strike out the question mark in the word, "re-number" and insert in lieu thereof a hyphen.

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by Will Monson, Fargo, No. Dak. and 41 others urging the President and members of the Senate to use their influence and cast their votes to prevent the modification or repeal of our prohibition laws.

A like petition was presented, signed by C. E. Aker, Hatton, No. Dak., and 6 others.

A like petition was presented, signed by Mrs. E. O. Lerbeg, Parshall, No. Dak., and 92 others.

A like petition was presented, signed by Julius Thompson, Rutland, No. Dak. and 29 others.

A like petition was presented, signed by Edward Duerksen, Alsen, No. Dak., and 30 others.

A like petition was presented, signed by Mrs. Evan C. Thomas, and 12 others.

A like petition was presented, signed by Iver L. Wambheim, Hatton, No. Dak., and 19 others.

A like petition was presented, signed by Esther G. Fulton, Jamestown, No. Dak., and 261 others.

A like petition was presented, signed by Mrs. C. I. Rollefawn, Crosby, No. Dak., and 15 others.

Which ten petitions were referred to the Committee on Temperance.

A communication was presented, signed by Alfred S. Dale, State Treasurer, relative to Tax Demand and a Self Liquidating Farm Relief Plan.

Which was referred to the Committee on Appropriations.

A communication was presented, signed by Frank La-Berge, Secretary, Rolette County Taxpayers' Protective Association relative to employment of relatives of officials holding County, State and Federal offices.

Was referred to the Committee on State Affairs.

A communication was presented, signed by Frank La-Berge, Secretary, Rolette County Taxpayers' Protective Association, relative to expenditures of the Game and Fish Department.

Was referred to the Committee on Game and Fish.

A communication was presented, signed by I. Johnson, Secretary, Board of Directors of the Walle Farmers' Mutual Fire and Lightning Insurance Company, Home Office, Grand Forks, No. Dak., objecting to a proposal by S. A. Olsness, Commissioner of Insurance.

Was referred to the Committee on Insurance.

A communication was presented, signed by Jno G. Hanson, Secretary, Sanish Commercial Club, Sanish, No. Dak., relative to creating a special fund for assisting school districts.

Was referred to the Committee on State Affairs.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "D".

Senate Concurrent Resolution "B".

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

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

Senator Gronvold moved that all absent Senator be excused.

Which motion prevailed.

Senator Erickson asked unanimous consent to have an extension of time on Senate Bills Nos. 30, 33, and 53.

Which request was granted.

Senator Miklethun moved that Senate Bills Nos. 42 and 47 be re-referred to the Committee on Appropriations.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Fowler introduced:

Senate Bill No. 112. A Bill for an Act relating to the real estate series bonds of the State of North Dakota issued and outstanding at the time this Act takes effect; appropriating moneys to be used for the payment of interest of such bonds as a replacement for taxes which would otherwise have to be levied for the payment thereof; prohibiting the issuance of any more North Dakota real estate series bonds; prohibiting any further transfer of money under the provisions of sub-section "C" of Section 2976t15, Supplement to the Compiled Laws of 1913; transferring certain funds from the State Bridge Fund; repealing all Acts or Parts of Act in conflict with this Act and declaring an emergency to exist.

Was read the first and second times and referred to the Committee on State Affairs.

Senators Stucke and Marshall introduced:

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Was read the first and second times and referred to the Committee on Women's and Children's Welfare.

THIRD READING OF SENATE BILLS

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Whelan
Eastgate	McDonald	Whitman
Fine	Magnuson	Wog
Fowler	Marshall	
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Plath	Trout
Matthaei	Simonson	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Whelan
Eastgate	McDonald	Whitman
Fine	Magnuson	Wog
Fowler	Marshall	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Miklethun

Absent and not voting:

Messrs.	Messrs.
Field	Simonson
Matthaei	Watt
Plath	

So the bill passed and the title was agreed to.

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes

Messrs.	Messrs.	Messrs.
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Whelan
Fine	Magnuson	Whitman
Fowler	Marshall	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Plath	Watt
Matthaei	Simonson	

So the bill passed and the title was agreed to.

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Whelan
Fine	Magnuson	Wog
Fowler	Marshall	
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Drew	Porter
Gronvold	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Plath	Watt
Matthaei	Simonson	

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

The Courtesies of the Floor were extended to: A. L. Miller, St. Thomas; Harold Wakefield, La Moure; L. B. Green, Edgeley; Mr. and Mrs. L. E. Tollrud, Bismarck; A. M. Thompson, Stirum; Arlan Stair, Bottineau; Judge Geo. H. Moelling, Peter J. Erickson, Don Larin, Williston; C. W. Noltimire, Robert Kernkamp, Valley City; Leo J. Wagner, Sanborn; Judge and Mrs. G. Grimson, Rugby.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
January 23, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Hildebrand.

Roll Call: All Senators present except: Senator Plath.

The President announced that a quorum was present.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 23, 1933.

Mr. President: I have the honor to return herewith Senate Concurrent Resolution "B".

Also,

Senate Concurrent Resolution "D".

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Eighteenth Day After Recess and Nineteenth Day and recommend that the following typographical error be corrected:

On page 5, line 5, correct the spelling of the word, "re-referred" and on the same page, line 22, correct the spelling of the word, "times."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following Petitions and Communications were received and read from the desk:

MESSAGE FROM THE GOVERNOR

January 20, 1933.

To the Senate of the
State of North Dakota:

I have today approved and filed with the Secretary of State

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Concurrent Resolution A.

Concurrent Resolution providing for the ratification by the State of North Dakota of the amendment to the constitution of the United States fixing the commencement of the terms of President, Vice President and members of Congress and fixing the time of the assembly of Congress.

Respectfully yours,

WILLIAM LANGER,
Governor.

L/F

January 23, 1933.

Hon. Ole Olson,
Lieutenant Governor,
Bismarck, N. Dak.

My dear Lieutenant Governor:

In my previous message I stated that in the very near future I would give you more detailed information in regard

to the individual appropriations. I take pleasure in transmitting the same herewith.

Further study and additional information has made it possible for me to recommend further cuts than those anticipated in my previous message. The new figures herewith transmitted call for total appropriations from all sources of \$5,554,838.08 as against \$10,007,841.87 of two years ago, and \$6,822,659.33 as recommended by the Budget Board. This is a reduction of \$4,453,003.79 from the appropriations two years ago and an additional reduction of \$1,267,821.25 from that recommended by the Budget Board. If to these reductions is added the \$232,000.00 of other savings referred to in my message, it will show savings of practically \$1,500,000.00 over the figures of the Budget Board and savings of over four and two-thirds million dollars from the appropriation of two years ago.

Wherever any schedule has been omitted I do not feel that any appropriation is necessary. In some cases this saving will be made possible when changes in the law are made as recommended in my message.

I would ask that the appropriation for the Insane Asylum at Jamestown be made available immediately so that this work can be completed before the cold weather sets in next fall, as a serious condition exists there and these changes must be made before that time.

As you will no doubt see, I have recommended cuts in the appropriations for state institutions to the very limit and I have included an appropriation of \$60,000.00 to the Board of Administration for emergency use at any of these institutions, should the occasion arise. This appropriation is to be used in a similar way to the appropriation for the Emergency Commission.

Respectfully submitted,

WILLIAM LANGER,
Governor.

L/F

Senator Fowler moved that the communication with recommendations from the Governor be printed in the Journal and the House be advised to avoid duplication.

Which motion prevailed.

EXECUTIVE

Salary—Governor	\$ 8,000.00
Clerkhire:	
Stenographer	2,880.00
Postage	350.00
Office Supplies	200.00
Furniture and Fixtures	100.00
Printing	200.00
Miscellaneous	1,200.00
Travel Expense	1,500.00

Items not included above:

Contingent	600.00
Governor's Conference	300.00
Great Lakes-St. Lawrence Deep Waterway Project	1,200.00

Total for the biennium\$ 16,530.00

LIEUTENANT GOVERNOR

Salary\$ 1,600.00

SUPREME COURT

Salary—Five Justices	\$ 54,000.00
Clerkhire:	
Clerk Supreme Court	4,000.00
Stenographers to Justices	10,560.00
Postage	875.00
Office Supplies	200.00
Furniture and Fixtures	200.00
Printing	300.00
Miscellaneous	600.00
Travel Expense	300.00

Total for the Biennium\$ 71,035.00

SUPREME COURT REPORTER AND LAW LIBRARY

Salary	\$ 4,480.00
Postage	300.00
Office Supplies	100.00
Furniture and Fixtures	100.00
Printing, Binding Books and Periodicals	250.00
Miscellaneous	200.00
Items not included above:	
Publishing North Dakota Reports	4,500.00
Purchase of Books and Periodicals for State Law Library	4,000.00

Total for the Biennium\$ 13,930.00

JUDGES OF DISTRICT COURT

Salary—15 Judges	\$105,000.00
Miscellaneous expenses while holding court out- side the County in which the Judges reside, and while serving on the Supreme Bench	15,000.00

Total for the Biennium\$120,000.00

SECRETARY OF STATE

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Stenographers	4,800.00
Recording Clerks	6,400.00
Extra Clerkhire During Elections and Legis- lative Assemblies	800.00

Postage	4,000.00
Office Supplies	1,000.00
Furniture and Fixtures	400.00
Printing and Lithographing	3,600.00
Miscellaneous	1,500.00
Travel Expense	250.00
Total for the Biennium	\$ 32,030.00

SECRETARY OF STATE—PUBLIC PRINTING

Legal Notices	\$ 400.00
Publicity Pamphlet	8,000.00
Postage for Publicity Pamphlet	4,200.00
Total for the Biennium	\$ 12,600.00

STATE AUDITOR

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Chief Clerk and Bookkeeper	3,520.00
Voucher and Audit Clerk	2,880.00
Bookkeeper	2,880.00
Bookkeeper and Warrant Clerk	2,880.00
Voucher and Warrant Clerk	2,400.00
Warrant Clerk	2,400.00
Gasoline Tax Clerks	9,360.00
Stenographer and Extra Clerkhire	2,112.00
Postage	2,200.00
Office Supplies	500.00
Furniture and Fixtures	1,000.00
Printing and Lithographing	5,000.00
Miscellaneous	500.00
Travel Expense	2,600.00
Items not included above:	
Supplies for Departments and Counties	1,000.00
Lists, New Taxable Lands	100.00
Gasoline Tax Law Enforcement, Adjusting County Care Accounts and Special Audit Work	1,000.00
Total for the Biennium	\$ 51,612.00

STATE TREASURER

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Chief Clerk and Bookkeeper	3,200.00
Cashier	2,880.00
Bookkeepers (2)	5,760.00
Receipt Clerk	2,400.00
Farm Loan Clerk	2,400.00
Cigarette Revenue Clerks (2)	4,800.00
Stenographer	2,112.00
Postage	4,400.00
Office Supplies	500.00

Furniture and Fixtures	250.00
Printing	1,000.00
Miscellaneous	500.00
Travel Expense	250.00
Total for the Biennium	\$ 39,732.00

COMMISSIONER OF INSURANCE

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Actuary—Examiner	4,800.00
Chief Clerk and Stenographer	2,112.00
Bookkeeper	2,400.00
Postage	1,500.00
Office Supplies	300.00
Furniture and Fixtures	100.00
Printing	4,000.00
Miscellaneous	500.00
Travel Expense	400.00
Total for the Biennium	\$ 25,392.00

STATE FIRE MARSHAL

Salary	\$ 4,000.00
Clerkhire:	
Deputy	2,400.00
Postage	300.00
Office Supplies	100.00
Furniture and Fixtures	50.00
Printing	50.00
Miscellaneous	500.00
Travel Expense	8,000.00
Items not included above:	
Fees to Fire Chiefs for reporting fires	250.00
Total for the Biennium	\$ 15,650.00

ATTORNEY GENERAL

Salary	\$ 6,000.00
Clerkhire:	
Four Stenographers and extra help	10,400.00
Four Assistant Attorneys General	18,640.00
Special Assistant Attorneys General	4,000.00
Commerce Counsel	5,760.00
Postage	1,000.00
Office Supplies	500.00
Furniture and Fixtures	250.00
Printing	1,000.00
Miscellaneous	1,000.00
Travel Expense	2,000.00
Items not included above:	
Miscellaneous Court Cases	2,000.00
Library	1,000.00
Total for the Biennium	\$ 53,550.00

PUBLIC INSTRUCTION

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Chief Clerk	2,400.00
Stenographers and Clerks	6,144.00
Postage	2,000.00
Office Supplies	400.00
Furniture and Fixtures	400.00
Printing	8,500.00
Miscellaneous	400.00
Travel Expense	2,400.00
Total for the Biennium	\$ 31,924.00

PUBLIC INSTRUCTION—STATE AID
AND EXAMINATIONS

Clerkhire:	
Stenographer	\$ 1,920.00
Expense Conducting 8th Grade and High School Examinations	10,000.00
Total for the Biennium	\$ 11,920.00

AGRICULTURE AND LABOR

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Stenographers	2,112.00
Postage	650.00
Office Supplies	375.00
Furniture and Fixtures	300.00
Printing	1,000.00
Miscellaneous	500.00
Travel Expense	500.00
Total for the Biennium	\$ 14,717.00

AGRICULTURE AND LABOR—DAIRY DIVISION

Salary—Dairy Commissioner	\$ 4,480.00
Clerkhire:	
Assistant Dairy Commissioner	9,600.00
Official Tester	2,112.00
Stenographers	2,912.00
Postage	1,500.00
Office Supplies	500.00
Furniture and Fixtures	300.00
Printing	775.00
Miscellaneous	500.00
Travel Expense	10,000.00
Items not included above:	
Auto Exchange	1,000.00
Total for the Biennium	\$ 33,679.00

BOARD OF RAILROAD COMMISSIONERS

Salary—Three Commissioners	\$ 16,800.00
Clerkhire:	
Secretary	4,000.00
Traffic Expert	5,600.00
Ass't Traffic Expert	3,360.00
Chief Engineer	5,600.00
Accountant	4,320.00
Stenographers	9,000.00
Postage	2,750.00
Office Supplies	1,000.00
Furniture and Fixtures	500.00
Printing and Lithographing	1,000.00
Miscellaneous	2,750.00
Travel Expense	9,000.00
Items not included above:	
Expense Handling Cases Before Interstate Commerce Commission Miscellaneous, Witness Fees, Travel, Transcript and Printing of Briefs	10,000.00
Expense Incurred as Members of National As- sociation of Railway and Utilities Com- missioners	1,000.00
Total for the Biennium	\$ 76,680.00

BOARD OF RAILROAD COMMISSIONERS—
ELEVATOR DIVISION

Clerkhire:	
Chief Elevator Accountant	\$ 4,480.00
Ass't Elevator Accountant	3,200.00
Stenographers and Clerks	5,280.00
Postage	1,250.00
Office Supplies	250.00
Furniture and Fixtures	375.00
Printing and Lithographing	750.00
Miscellaneous	550.00
Travel Expense and Car Exchange	3,000.00
Total for the Biennium	\$ 19,135.00

LAND COMMISSIONER

Salary	\$ 4,800.00
Clerkhire:	
Deputy	4,480.00
Bookkeeper	2,880.00
Cashier	2,880.00
Mgr. Bond and Mortgage Department	2,880.00
Leasing Clerk	2,400.00
Field Agent	3,200.00
Patent Clerk	2,400.00
Four Stenographers	6,912.00
Postage	4,000.00
Office Supplies	150.00
Furniture and Fixtures	200.00
Printing	1,500.00

Miscellaneous	200.00
Travel Expense	5,000.00
Items not included above:	
Leasing Unsold Land	2,000.00
Premium on Bonds	300.00
Total for the Biennium	\$ 46,182.00

STATE EXAMINER

Salary	\$ 8,000.00
Clerkhire:	
Office Deputy	5,600.00
Deputy Examiners	36,576.00
Clerkhire	6,880.00
Postage	1,000.00
Office Supplies	700.00
Furniture and Fixtures	380.00
Printing	800.00
Miscellaneous	750.00
Travel Expense	20,500.00
Items not included above:	
Bonds for Examiners	1,000.00
Total for the Biennium	\$ 82,186.00

TAX COMMISSIONER

Salary	\$ 6,400.00
Clerkhire:	
Deputy Tax Commissioner	5,760.00
Gen. Property Assessment Clerk	2,400.00
Utility Assessment Clerk and Stenographer...	2,400.00
Income Tax Deputy and Field Auditor	4,640.00
Income Tax Auditor	3,840.00
Cashier and Bookkeeper	2,400.00
Stenographer and File Clerk	2,112.00
Stenographer and Clerk	2,112.00
Extra Clerkhire	560.00
Stenographer and Clerk	2,400.00
Postage	4,700.00
Office Supplies	500.00
Furniture and Fixtures	100.00
Printing	5,500.00
Miscellaneous	1,240.00
Travel Expense	3,100.00
Gasoline Tax Refund Division:	
Clerkhire:	
Stenographer and Chief Clerk	2,400.00
Refund Clerks and Machine Operators...	9,600.00
Postage	5,000.00
Printing	1,700.00
Furniture and Fixtures	500.00
Office Supplies	300.00
Miscellaneous	200.00
Total for the Biennium	\$ 69,864.00

BOARD OF ADMINISTRATION

Salary—Three Members	\$ 14,400.00
Clerkhire:	
Executive Secretary	4,480.00
Chief Clerk	2,880.00
Stenographer	960.00
Auditor	4,320.00
Purchasing Agent	3,840.00
Voucher Clerk	2,400.00
Supply Clerk	1,920.00
Postage	1,000.00
Office Supplies	600.00
Furniture and Fixtures	400.00
Printing	1,500.00
Miscellaneous	2,000.00
Travel Expense	9,000.00
Emergency Fund for State Institutions	60,000.00
Total for the Biennium	\$109,700.00

SECURITIES COMMISSION

Salary—Executive Officer	\$ 4,480.00
Clerkhire—Stenographer	1,200.00
Postage	300.00
Office Supplies	100.00
Furniture and Fixtures	150.00
Printing	200.00
Miscellaneous	300.00
Travel Expense	300.00
Items not included above:	
Investigations	750.00
Dues National Association	200.00
Total for the Biennium	\$ 7,980.00

LIBRARY COMMISSION

Salary	\$ 4,000.00
Clerkhire:	
Chief Traveling Librarian	2,880.00
Reference Librarian	2,400.00
Stenographer	1,920.00
Clerk	1,440.00
Clerk	480.00
Postage	700.00
Office Supplies	200.00
Furniture and Fixtures	200.00
Printing	100.00
Miscellaneous	600.00
Travel Expense	300.00
Items not included above:	
Aids to Libraries	150.00
Books	2,000.00
Preparation of Books	200.00
Binding	400.00
Total for the Biennium	\$ 17,970.00

STATE ENGINEER

Salary	\$ 4,800.00
Clerkhire	2,160.00
Postage	100.00
Office Supplies	200.00
Furniture and Fixtures	100.00
Printing	200.00
Miscellaneous	500.00
Travel Expense	2,000.00
Items not included above:	
Field Assistants	2,400.00
Hydrographic Survey	5,000.00
Total for the Biennium	<u>\$ 17,460.00</u>

STATE PRINTER

Salary	\$ 4,000.00
Clerkhire:	
Clerk and Stenographer	1,920.00
Extra Clerkhire during Session	160.00
Postage	200.00
Office Supplies	100.00
Furniture and Fixtures	100.00
Printing	200.00
Miscellaneous	200.00
Travel Expense	100.00
Total for the Biennium	<u>\$ 6,980.00</u>

ADJUTANT GENERAL

Salary	\$ 4,800.00
Clerkhire:	
Assistant Adjutant General	3,840.00
Clerk	2,400.00
Clerk—Returned Soldiers	2,688.00
Postage	250.00
Office Supplies	200.00
Furniture and Fixtures	150.00
Printing	200.00
Miscellaneous	75.00
Travel Expense	300.00
Total for the Biennium	<u>\$ 14,903.00</u>

NATIONAL GUARD

Maintenance of National Guard	<u>\$ 50,000.00</u>
Total for the Biennium	<u>\$ 50,000.00</u>

INDUSTRIAL COMMISSION

Clerkhire	\$ 1,000.00
Postage	400.00
Office Supplies	200.00
Furniture and Fixtures	200.00

Printing	250.00
Miscellaneous	500.00
Travel Expense	300.00
Total for the Biennium	\$ 2,850.00

24TH LEGISLATIVE ASSEMBLY

Mileage and per diem, Members	\$ 57,000.00
Per diem, Officers and Employees	23,000.00
Printing	25,000.00
Miscellaneous expenses and supplies	7,500.00
Total for the Biennium	\$112,500.00

PARDON BOARD

Appropriation for per diem, travel expenses, clerk- hire and miscellaneous items	\$ 1,000.00
Total for the Biennium	\$ 1,000.00

STATE BUDGET BOARD

Total for the Biennium	\$ 2,300.00
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REWARDS FOR APPREHENSION OF CRIMINALS

Total for the Biennium	\$ 2,000.00
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ARREST AND RETURN OF FUGITIVES FROM JUSTICE

Total for the Biennium	\$ 4,000.00
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STATE CAPITOL

Maintenance, Improvements and Repairs, Office Rental	\$ 89,438.00
Insurance and Workmen's Compensation	5,000.00
Trees and Shrubbery	1,000.00
Total for the Biennium	\$ 95,438.00

BOVINE TUBERCULOSIS FUND

Total for the Biennium	\$ 30,000.00
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GLANDERS—DOURINE FUND

Total for the Biennium	\$ 1,000.00
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STATE LIVE STOCK SANITARY BOARD

Salary—Executive Officer and State Veterinarian..	\$ 5,760.00
Clerk—Stenographer and Clerk	2,208.00
Postage	400.00
Office Supplies	50.00
Printing	375.00
Miscellaneous	300.00
Travel Expense and Services Boards Agents	8,000.00

Items not included above:

Insurance Workmen's Compensation Bureau..	500.00
Compensation and expenses of Members of State Live Stock Sanitary Board	1,000.00

Total for the Biennium\$ 18,593.00

WOLF BOUNTY

Total for the Biennium\$ 25,000.00

VOCATIONAL EDUCATION

Total for the Biennium\$ 20,000.00

HISTORICAL SOCIETY

Salary—Superintendent\$ 4,400.00

Clerkhire:

Librarian	2,880.00
Office Assistant and Stenographer	1,920.00
Newspaper Clerk	1,600.00
Editor of Collections	480.00

Postage 350.00

Office Supplies 500.00

Furniture and Fixtures 800.00

Printing Historical Quarterly 2,000.00

Miscellaneous 400.00

Travel Expense 500.00

Items not included above:

Museum	1,000.00
Books and Periodicals	750.00
Binding Newspapers	400.00
State Parks	1,000.00

Total for the Biennium\$ 18,980.00

PUBLIC HEALTH

Total for the Biennium\$ 25,000.00

Note: This recommendation is based upon the law being changed to my message, in which I recommend "that all of the duties of the State Board of Health and the State Health Commissioners be transferred to the Medical Department at the State University."

CHILDREN'S BUREAU

Salary\$ 4,800.00

Clerkhire 2,112.00

Postage 300.00

Office Supplies 100.00

Furniture and Fixtures 150.00

Printing 75.00

Miscellaneous 550.00

Travel Expense 1,250.00

Total for the Biennium\$ 9,337.00

MINIMUM WAGE DEPARTMENT

Salary	\$ 2,592.00
Postage	300.00
Office Supplies	50.00
Printing	140.00
Miscellaneous	80.00
Travel Expense	600.00
Items not included above:	
Hearings, Conferences, Witness and Legal Fees	450.00
Total for the Biennium	\$ 4,212.00

FLORENCE CRITTENTON HOME

Total for the Biennium	\$ 10,000.00
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NORTH DAKOTA CHILDREN'S HOME SOCIETY

Total for the Biennium	\$ 10,000.00
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NORTH DAKOTA HOUSE OF MERCY

Total for the Biennium	\$ 10,000.00
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ST. JOHN'S ORPHANAGE

Total for the Biennium	\$ 10,000.00
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INSURANCE TAX OF FIRE DEPARTMENTS

Fire Department Benefits—to comply with Sec. 3995, Compiled Laws, 1913	\$ 50,000.00
Total for the Biennium	\$ 50,000.00

EMERGENCY COMMISSION

Total for the Biennium	\$ 35,000.00
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BOARD OF AUDITORS

Total for the Biennium	\$ 10,000.00
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PREMIUM STATE OFFICERS' BONDS

Total for the Biennium	\$ 2,000.00
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VETERINARY MEDICAL EXAMINING BOARD

Expenses of the State Board of Veterinary Medical Examiners	\$ 725.00
Total for the Biennium	\$ 725.00

NORTH DAKOTA FIREMEN'S ASSOCIATION

Total for the Biennium	\$ 1,000.00
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BURIAL INMATES PENAL INSTITUTIONS

Burial Inmates Penal Institutions, Chapter 12, S. L. of 1915, being Section 11302 of the Sup- plement to the 1913 Compiled Laws	\$	300.00
Total for the Biennium	\$	300.00

ERECTING HEADSTONES

Erecting Headstones—Soldiers, Sailors and Ma- rines, War of Rebellion, Section 318184 Com- piled Laws of 1913	\$	100.00
Total for the Biennium	\$	100.00

ACTION TO RELEASE INSANE PATIENTS

Action to Release Insane Patients, Section 2562, Compiled Laws of 1913	\$	100.00
Total for the Biennium	\$	100.00

MISCELLANEOUS REFUNDS

Total for the Biennium	\$	1,500.00
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VETERANS' SERVICE COMMISSIONER

Salary	\$	4,800.00
Clerkhire		1,200.00
Postage		500.00
Office Supplies		100.00
Furniture and Fixtures		100.00
Miscellaneous		200.00
Travel Expense		700.00
Items not included above:		
Rent		400.00
Total for the Biennium	\$	8,000.00

CARE OF FEEBLE MINDED PATIENTS—
STATE AT LARGE

Total for the Biennium	\$	1,500.00
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HOSPITAL FOR INSANE—STATE PATIENTS

Total for the Biennium	\$	83,000.00
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ESCAPED CONVICTS

Expense of Burleigh County in the prosecution of the case of the State of North Dakota against George Arnet, escaped convict from the State Penitentiary, as prescribed by Section 9362, Compiled Laws of 1913	\$	1,702.53
Total for the Biennium	\$	1,702.53

STATE UNIVERSITY

Maintenance—Educational Department:	
1. College of Engineering	\$ 89,881.60
2. College of Liberal Arts	175,976.00
3. School of Commerce	31,140.00
4. School of Education	86,910.00
5. Graduate Division	1,776.40
6. School of Law	27,521.60
7. School of Medicine	26,745.60
8. Military Training for Men	5,000.00
8½. Physical Training for Men	8,000.00
9. Library	18,040.00
12. Office of the Dean of Women	6,760.00
13. General Educational Service	11,000.00
14. Dispensary	3,495.20
Extension Division	25,153.60
Maintenance—Administration	
(1, 2, 3, 4, 5, 6, and 7)	70,330.40
Maintenance—Property	
1. (1 and 5) Grounds, Property and Office of Supt. of Buildings and Grounds	42,970.50
2. Buildings, Maintenance including Jani- tors, Repairs, etc.	40,882.50
3. (3 and 4) Power Plant	96,069.60
Total Maintenance	\$767,653.00
Less Estimated Income	215,200.00
Net Maintenance	\$552,453.00
Improvements and Repairs	\$ 2,800.00
Miscellaneous	19,668.00
Public Service	
1. Public Health Laboratories	
a. Main Laboratory at University..	17,180.00
b. Substation, Bismarck	7,948.00
c. Substation, Minot	5,676.00
d. Substation, Fargo	4,730.00
	\$35,534.00
Less Local Income	6,000.00
	\$29,534.00
Total for the Biennium	\$604,455.00

AGRICULTURAL COLLEGE, FARGO

Administration	
(1, 2, 3, 4, 5 and 6)	\$ 45,437.00
Education:	
1. School of Agriculture	147,164.00
2. School of Mechanic Arts	80,477.00
3. School of Home Economics	46,755.00
4. School of Chemistry	42,026.00
5. School of Pharmacy	17,083.00
6. School of Veterinary Science	5,309.00

7. Education	16,443.00
9. School of Science and Literature	137,646.00
10. College Library	19,838.00
12. Physical Education for Women	5,814.00
13. Physical Education for Men	6,000.00
14. Military Science and Tactics	4,034.00
15. Student Welfare	2,000.00
16. General Educational Expense	5,000.00
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	\$535,589.00
Physical Plant:	
1. Power Plant	\$ 24,500.00
2. Fuel	70,000.00
3. Buildings and Grounds	40,840.00
4. Institutional Expense	7,327.00
5. Gas, Light, Power and Water	30,000.00
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	\$172,667.00
Total Maintenance	\$753,693.00
Less Estimated Income	341,000.00
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Net Maintenance	\$412,693.00
Improvements and Repairs:	
1. Special Improvement Assessments:	
(a) Trunk Sewer and Job No. 2507	2,763.08
(b) Trunk Water and Job No. 2801	1,282.69
(c) Highways No. 183, 26, 268c	5,186.90
7. Miscellaneous Repairs	5,000.00
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	\$14,232.67
Equipment:	
1. Special Equipment, Mechanic Arts	\$ 1,000.00
2. Special Equipment, Botany, Biology and Zoology	1,000.00
Miscellaneous:	
1. Insurance of all buildings on campus in- cluding experiment station & Workmen's Compensation and Bonds	35,000.00
Public Service:	
1. Salaries and Operating Budget	10,000.00
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	\$61,240.67
Total for the Biennium	\$473,933.67
EXPERIMENT STATION, AGRICULTURAL COLLEGE	
Salaries, Wages and Operating Expense:	
1. Salaries and Wages	\$221,170.00
2. Operating Expense	112,000.00
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Total Maintenance	\$333,170.00
Less estimated income	293,200.00
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Net Maintenance	\$ 39,970.00
Improvements and Repairs:	
1. General Repairs	3,000.00

Miscellaneous:

1. Heat, Light, Water, etc.	36,000.00
2. Fire and Tornado Insurance	1,108.86
3. Workmen's Compensation Insurance	6,224.18

\$43,333.04

Branch Stations:

1. Dickinson	5,000.00
2. Edgeley	5,000.00
3. Hettinger	5,000.00
4. Langdon	5,000.00
5. Williston	5,000.00

\$ 25,000.00

Total for the Biennium\$111,303.04

EXTENSION DIVISION, AGRICULTURAL COLLEGE

1. County Agents	\$91,816.00
2. Field Agents (Agriculture)	61,548.00
3. Field Agents (Home Economics)	35,580.00
4. Boys' and Girls' Club Work	18,180.00
5. Home Demonstration (Homemakers' Clubs)	19,128.00
6. Publicity and Publications	14,920.00
7. Administration	20,946.00
8. Maintenance	10,000.00

Total\$272,118.00

Less estimated income 230,165.66

Total for the Biennium\$ 41,952.34

STATE SCHOOL OF FORESTRY, BOTTINEAU

Salaries and Wages:

1. Salaries and Wages\$ 44,345.00

Operating Expense:

1. Fuel (including freight)	2,700.00
2. Light, Power, Water, Gas	720.00
3. Telephone, Telegraph, Postage	900.00
4. Freight and Express	675.00
5. Insurance, Bonds, etc.	1,350.00
6. Printing	500.00
7. Travel	200.00
8. Office Supplies	400.00
9. Educational Supplies	900.00
10. Special Assessment Taxes	650.00
11. Janitor's Supplies	675.00
12. Students Welfare	270.00
13. Truck Maintenance	270.00
14. Dormitory Maintenance	360.00
15. State Forest Nursery	7,000.00
16. Forestry Extension	3,500.00
17. Reforestation and Co-op. with Federal Government	2,500.00
18. Lloyd Thomas Appraisalment	50.00

Total Maintenance\$ 67,965.00

Less estimated income, all sources	10,000.00
Net Maintenance	\$ 57,965.00
Improvements and Repairs:	
1. General Repairs	700.00
Equipment:	
1. Library	270.00
2. School and Laboratory	500.00
3. State Forest Nursery Machinery	200.00
7. Agriculture—Smith Huges	200.00
Total for the Biennium	\$ 59,835.00

STATE NORMAL SCHOOL, MINOT

Salaries and Wages:	
1. Salaries and Wages	\$238,314.00
Operating Expense:	
1. Fuel (including freight)	22,500.00
2. Light, Power, Water, Gas	1,800.00
3. Telephone, telegraph, postage	1,800.00
4. Freight and Express	1,350.00
5. Insurance, Bonds, Etc.	3,000.00
6. Printing	1,200.00
7. Travel	360.00
8. Office Supplies	675.00
9. Educational Supplies	6,300.00
10. Power House Supplies	810.00
11. Janitor's Supplies	2,880.00
12. Students' Welfare	1,350.00
13. Campus Maintenance	900.00
14. Dormitory	720.00
15. Operating Rural Dept. Cars and Trucks	900.00
16. Library Supplies	180.00
Total Maintenance	\$285,039.00
Less estimated income, all sources	87,000.00

Net Maintenance	\$198,039.00
Improvements and Repairs:	
1. General Repairs	2,400.00
Equipment:	
1. Library Books and Periodicals	1,000.00
2. General	1,000.00
Miscellaneous:	
1. Taxes and Special Improvements	5,000.00
2. Appraisements	100.00
Total for the Biennium	\$207,539.00

STATE NORMAL SCHOOL, DICKINSON

Salaries and Wages:	
1. Salaries and wages	\$117,087.00
Operating Expense:	
1. Fuel (including freight)	12,000.00
2. Light, Power, Water, Gas	2,500.00
3. Telephone, Telegraph, Postage	1,140.00
4. Freight and Express	360.00

5. Insurance, Bonds, etc.	1,850.00
6. Printing	800.00
7. Travel	300.00
8. Office Supplies	250.00
9. Educational Supplies	1,400.00
10. Power House Supplies	900.00
11. Janitor's Supplies	1,170.00
12. Students' Welfare	1,350.00
13. Contract Renewal of Typewriters	560.00
14. Supplies and Mtee. Dormitories	1,350.00
16. Operating Rural Car	1,000.00
Total Maintenance	\$144,017.00
Less estimated income, all sources	40,000.00
Net Maintenance	\$104,017.00
Improvements and Repairs:	
4. Electric Fixtures and Lamps	300.00
6. General Repairs and Upkeep	1,600.00
8. Roofs Replace and Refinish	1,000.00
11. Vacuum Pump (See Item 1 below)	
12. Stm. Line Replacement (See Item 1 below)	
New Buildings:	
1. (See Item 4 Below) Boiler Room Addition	
2. Boiler, Stoker, Feed Regulator (See Item 4 below)	
4. Power Plant Improvements	19,000.00
Equipment:	
1. Gymnasium and Physical Education	400.00
2. Office	160.00
3. Library	240.00
4. Manual Training	320.00
5. Home Economics	80.00
6. Class Room Equipment	160.00
7. Laboratory Equipment and Supplies	400.00
8. Library Books and Periodicals	560.00
9. Commercial Department	200.00
Miscellaneous:	
1. Lloyd Thomas Appraisal	50.00
Total for the Biennium	\$128,487.00

STATE NORMAL SCHOOL, VALLEY CITY

Salaries and Wages:	
1. Salaries and wages	\$240,055.00
Operating Expense:	
1. Fuel (including freight)	27,000.00
2. Light, Power, Water, Gas	2,430.00
3. Telephone, Telegraph, Postage	1,800.00
4. Freight and Express	990.00
5. Insurance, Bonds, etc.	6,800.00
6. Printing	1,350.00
7. Travel	360.00
8. Office Supplies	540.00
9. Educational Supplies	6,300.00

10. Power House Supplies	3,600.00
11. Janitor's Supplies	3,150.00
12. Students' Welfare	1,800.00
Total Maintenance	<u>\$296,175.00</u>
Less estimated income, all sources	117,000.00
Net Maintenance	<u>\$179,175.00</u>
Improvements and Repairs:	
1. General	7,200.00
4. Heating Plant	1,200.00
6. Care and Improvement of Grounds, Drive, Walk	900.00
Equipment:	
1. Library, Books, Periodicals, Binding and Supplies	1,000.00
2. Furniture, Apparatus and Machinery	1,000.00
3. Furniture for Dormitories	720.00
Miscellaneous Items:	
1. Special Assessment, Paving Normal and Euclid Avenues	3,564.61
2. Rural Teacher Training Department	4,000.00
3. Appraisals	150.00
Total for the Biennium	<u>\$198,909.61</u>

STATE NORMAL SCHOOL, MAYVILLE

Salaries and Wages:	
1. Salaries and Wages	\$130,500.00
Operating Expense:	
1. Fuel (including freight)	2,040.00
2. Light Power, Water, Gas	960.00
3. Telephone, Telegraph, Postage	1,320.00
4. Freight and Express	704.00
5. Insurance, Bonds, etc.	5,500.00
6. Printing (including catalog)	880.00
7. Travel—Administration and Faculty	264.00
8. Office Supplies	440.00
9. Educational Supplies	2,200.00
10. Power House Supplies	1,300.00
11. Janitor's Supplies	1,500.00
12. Students' Welfare	1,350.00
15. Truck, Car, Bus Maintenance	1,000.00
16. City Practice Teaching	1,000.00
17. Rural Practice Teaching	1,000.00
18. Grounds	400.00
Total Maintenance	<u>\$152,358.00</u>
Less estimated income, all sources	55,000.00
Net Maintenance	<u>\$ 97,358.00</u>
Improvements and Repairs:	
1. Plumbing, Heating, Ventilating	700.00
5. General Repairs	1,350.00
8. Tubes and Linings, Boiler 1	800.00

Equipment:

1. Replacement of Equipment	1,000.00
3. Library	1,125.00
4. Filing Equipment	200.00

Miscellaneous Items:

1. Appraisal	100.00
2. Miscellaneous Items (not budgeted)	200.00

Total for the Biennium\$102,833.00

STATE NORMAL AND INDUSTRIAL SCHOOL,
ELLENDALE

Salaries and Wages:

1. Salaries and Wages	\$ 87,451.00
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Operating Expense:

1. Fuel (including freight)	9,000.00
2. Light, Power, Water, Gas	900.00
3. Telephone, Telegraph, Postage	720.00
4. Freight and Express	315.00
5. Insurance, Bonds, etc.	2,700.00
6. Printing	720.00
7. Travel	270.00
8. Office Supplies	450.00
9. Educational Supplies	2,250.00
10. Power House Supplies	450.00
11. Janitor's Supplies	720.00
12. Student's Welfare	1,350.00
13. Instructors in Summer School	5,760.00
14. Farm Maintenance	900.00
15. Practice Teaching—City Schools	900.00
16. Practice Teaching—Rural Schools	900.00

Total Maintenance\$115,756.00

Less estimated income, all sources 54,000.00

Net Maintenance\$ 61,756.00

Improvements and Repairs:

1. Watermain	200.00
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Equipment:

2. Replacements	750.00
3. Library Books, etc.	1,125.00

Miscellaneous Items:

1. Lloyd Thomas Appraisal	40.00
2. Items of expense not included in the preceding	300.00

Total for the Biennium\$ 64,171.00

STATE SCHOOL OF SCIENCE, WAHPETON

Salaries and Wages:

1. Salaries and Wages	\$ 92,686.00
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Operating Expense:

1. Fuel (including freight)	9,900.00
2. Light, Power, Water, Gas	4,950.00
3. Telephone, Telegraph, Postage	1,170.00
4. Freight and Express	900.00

5. Insurance, Bonds, etc.	2,800.00
6. Printing	1,900.00
7. Travel	270.00
8. Office Supplies	450.00
9. Educational Supplies	6,300.00
10. Power House Supplies	360.00
11. Janitor's Supplies	1,080.00
12. Student's Welfare	450.00
13. House Rent	2,700.00
14. Miscellaneous	2,250.00
Total Maintenance	\$128,166.00
Less estimated income, all sources	65,000.00
Net Maintenance	\$ 63,166.00
Improvements and Repairs:	
1. General	3,825.00
5. Stoker for Boiler	2,000.00
Equipment:	
1. Trades	4,000.00
2. Library Books and Supplies	560.00
3. Class Room	810.00
Total for the Biennium	\$ 74,361.00

STATE SCHOOL FOR THE BLIND, BATHGATE

I recommend that the inmates of the State School for Blind at Bathgate be transferred to the School for Deaf at Devils Lake and that the appropriation be cut to \$12,000.00 which together with the estimated receipts of \$13,000.00 will make a total available of \$25,000.00.

SCHOOL FOR THE DEAF, DEVILS LAKE

Salaries and Wages:	
1. Salaries and wages	\$ 81,975.42
Operating Expense:	
1. Fuel (including freight)	15,000.00
2. Light, Power, Water, Gas	2,000.00
3. Telephone, Telegraph, Postage	1,000.00
4. Trades Building Supplies	1,500.00
5. Insurance, Bonds, etc.	6,350.00
6. Printing	1,500.00
7. Travel, Adm., and Instructors	350.00
8. Office Supplies	200.00
9. Educational Supplies	1,200.00
10. Power House Supplies	600.00
11. Janitor's Supplies	1,800.00
12. Students' (or inmates) Welfare and Travel	600.00
13. Food (including meats, etc.)	18,000.00
14. Laundry	500.00
15. Hospital and Medical Service	800.00
16. Farm and Garden	2,500.00
17. Automobile and Bus Upkeep	1,000.00

18. Kitchen Supplies	700.00
19. Bedding Linen and Dry Goods	1,300.00
Total Maintenance	\$138,875.42
Less estimated income, all sources	25,000.00
Net Maintenance	\$113,875.42
Improvements and Repairs:	
1. Heating and Plumbing	1,000.00
2. Electric Wiring and Supplies	700.00
3. Painting	400.00
4. General Repairs of Buildings	850.00
Equipment:	
1. Library and Text Books	1,000.00
2. Furniture	850.00
3. Radioear (out) and Motion Picture Pro- jector	500.00
5. Shop Equipment	750.00
6. Power House Equipment	1,650.00
7. Farm Equipment	150.00
10. Fire Hose and Extinguishers	500.00
Miscellaneous:	
1. Western Union Clock Rental	400.00
Total for the Biennium	\$122,625.42

STATE TRAINING SCHOOL, MANDAN

Salaries and Wages:	
1. Salaries and wages	\$ 68,309.12
Operating Expense:	
1. Fuel (including freight)	17,000.00
2. Light, Power, Water, Gas	6,700.00
3. Telephone, Telegraph, Postage	1,600.00
4. Freight and Express	1,000.00
5. Insurance, Bonds, etc.	15,000.00
6. Printing	300.00
7. Travel	2,000.00
8. Office Supplies	300.00
9. Educational Supplies	1,500.00
10. Power House Supplies	3,500.00
11. Janitor's Supplies	1,500.00
12. Students (or inmates) Welfare	3,500.00
13. Food (including meats, etc.)	40,000.00
14. Clothing	15,000.00
15. Hospital and Medical Service	5,000.00
16. Students Wage	300.00
17. Farm and Garden Maintenance	7,500.00
18. Laundry Supplies	1,500.00
19. Grounds	500.00
20. Carpenter Shop, Plumbing Shop, Auto Truck Repair, Gas and Oil	5,000.00
Total Maintenance	\$197,009.12
Less estimated income, all sources	19,000.00
Net Maintenance	\$178,009.12

Equipment:

1. Vocational and Shop	500.00
2. Office	250.00
3. Library	500.00
5. Household	2,000.00
6. Farm	500.00

Miscellaneous Items:

1. Burial Expense and Rewards	900.00
2. Land Rental	*3,200.00

Total for the Biennium\$185,859.12

*This amount appears excessive for necessary land rental unless bound by an old lease.

INSTITUTE FOR THE FEEBLE MINDED, GRAFTON

Salaries and Wages:

1. Salaries and wages	\$115,200.00
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Operating Expense:

1. Fuel (including freight)	59,000.00
2. Light, Power, Water, Gas	2,000.00
3. Telephone, Telegraph, Postage	1,000.00
4. Freight and Express	500.00
5. Insurance, Bonds, etc.	7,050.00
6. Printing	500.00
7. Travel	300.00
8. Office Supplies	700.00
9. Educational Supplies	1,000.00
10. Power House Supplies	1,400.00
11. Janitor's Supplies	2,800.00
12. Student's (or inmates) Welfare	800.00
13. Food (including meats, etc.)	55,000.00
14. Clothing	20,000.00
15. Hospital and Medical Service	3,000.00
16. Farm and Garden	9,000.00
17. Laundry	3,000.00
18. Incidentals	4,000.00

Total Maintenance\$286,250.00

Less estimated income, all sources 232,000.00

Net Maintenance\$ 54,250.00

Improvements and Repairs:

1. Paints and Painting	1,000.00
2. Building Repairs	3,000.00
3. Boiler House	8,950.00
4. Heating and Plumbing	1,500.00
8. Wells	5,500.00
10. New Sewer and Sewerage Pumps	4,800.00

Equipment:

1. Kitchen Equipment	750.00
2. Beds and Furniture	1,500.00
3. Furnishings	1,000.00
6. Laundry Equipment	1,500.00

Miscellaneous:

1. Land Rental\$ 7,364.00*

Total for the Biennium\$ 91,114.00

*This amount appears excessive for necessary land rental unless bound by an old lease.

STATE TUBERCULOSIS SANATORIUM

Salaries and Wages:

1. Salaries and wages\$108,540.77

Operating Expense:

1. Fuel (including freight) 37,000.00
 2. Telephone, Telegraph, Postage 1,100.00
 3. Freight and Express 3,800.00
 4. Insurance, Bonds, etc. 7,000.00
 5. Printing 600.00
 6. Travel 300.00
 7. Office Supplies 800.00
 8. Educational Supplies 400.00
 9. Power House Supplies 2,000.00
 10. Janitor's Supplies 2,500.00
 11. Students (or inmates) Welfare 1,800.00
 12. Food (including meats, etc.) 95,000.00
 13. Clothing, Bedding, etc. 5,000.00
 14. Hospital and Medical Service 15,000.00
 15. Farm, Garden, Dairy 12,000.00
 16. Laundry, Water Softening Supplies 4,000.00
 17. Refunds 1,000.00
 18. Auto and Truck Maintenance 2,000.00
 19. Dishes, Crockery, Glassware 1,500.00

Total Maintenance\$301,340.77

Less estimated income, all sources 208,000.00

Net Maintenance\$ 93,340.77

Improvements and Repairs:

1. General 2,000.00
 2. Hydrants and Water Mains 1,950.00
 3. Root Cellar Extension 1,000.00
 4. Addition to Boys' Cottage 1,500.00

Equipment:

2. Kitchen Equipment 700.00
 3. Power Plant Improvements 9,500.00
 4. Infirmary Equipment 850.00
 5. Replacement of Furniture 300.00
 6. Farm Equipment 800.00

Total for the Biennium\$119,940.77

STATE PENITENTIARY, BISMARCK

Salaries and Wages:

1. Administration\$ 13,823.80
 2. Faculty 768.00
 3. Other Employees 58,296.78

Operating Expense:

1. Fuel (including freight) 25,000.00
 2. Light, Power, Water, Gas 2,000.00

3. Telephone, Telegraph, Postage	2,000.00
4. Freight and Express	2,000.00
5. Insurance, Bonds, etc.	12,200.00
6. Printing	400.00
7. Travel	300.00
8. Office Supplies	300.00
9. Educational Supplies	100.00
10. Power House and Electric Supplies	2,500.00
11. Janitor's Supplies, Soaps and Cleansers	7,500.00
12. Student's (or inmates) Welfare	2,500.00
13. Food (including meats, etc.)	55,000.00
14. Clothing, Beds and Bedding	15,000.00
15. Hospital and Medical Service	10,000.00
16. Warden's Expense	800.00
17. Bertillion and Escapes	2,000.00
18. Transportation and Clothing	11,000.00
19. Maintenance Autos, Trucks, Tractors	5,000.00
20. Inmates' Wages	24,000.00
21. Maintenance Farms and Shops	11,500.00
Total Maintenance	\$263,988.58
Less estimated income, all sources	89,000.00
Net Maintenance	\$174,988.58
Improvements and Repairs:	
1. General	7,000.00
Equipment:	
1. Kitchen	500.00
2. Farm	1,000.00
3. Plumbing, Carpenter, Blacksmith Shops..	200.00
4. Hospital	200.00
Miscellaneous Items:	
1. Rent of land	4,700.00
Total for the Biennium	\$188,588.58

STATE HOSPITAL FOR THE INSANE, JAMESTOWN

Salaries and Wages:

1. Salaries and wages	\$266,456.00
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Operating Expense:

1. Fuel (including freight)	118,600.00
2. Filtration Plant	20,000.00
3. Telephone, Telegraph, Postage	2,400.00
4. New Tank for Unfiltered Water	5,500.00
5. Insurance, Bonds, etc.	16,000.00
6. Printing and Office Supplies	1,710.00
7. Travel	760.00
8. Laundry Supplies	8,170.00
9. Educ. Supplies (O. T. Dept.)	4,275.00
10. Power House Supplies	4,940.00
11. Janitor's Supplies, Soaps and Cleansers	14,060.00
12. Students' (or inmates) Welfare	15,200.00
13. Food (including meats, etc.)	159,600.00
14. Clothing	36,385.00
15. Hospital, Medical and Dental Service	9,500.00
16. Operating Physical Plant	45,125.00
17. Grounds, Farm & Garden Mtce.	29,450.00

18. Household Supplies	17,765.00
19. General Repairs	27,000.00
21. Autos, Trucks and Supplies	8,784.00
Total Maintenance	\$811,680.00
Less estimated income, all sources	811,680.00

Improvements and Repairs:

3. Replacement of Boiler	\$ 95,000.00
Total for the Biennium	\$ 95,000.00

MINOT FAIR

Total for the Biennium	\$ 5,000.00
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COURT COMMISSIONER

Total for the Biennium	\$ 2,000.00
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ASSISTANT ATTORNEY GENERAL

Total for the Biennium	\$ 4,400.00
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CIVIL WAR VETERANS

Total for the Biennium	\$ 2,000.00
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MOTOR VEHICLE REGISTRATION DEPARTMENT

Motor Vehicle Operating:

Salary	\$ 4,800.00
Clerkhire	12,000.00
Postage	15,000.00
Office Supplies	1,000.00
Furniture and Fixtures	500.00
Printing and Lithographing	1,500.00
Miscellaneous	1,000.00
Travel Expense	400.00
Special Agents	2,400.00
License Plates	28,000.00
Refund	1,200.00
Rent and Janitor	1,450.00
	\$ 69,250.00

Auto Theft Fund:

Clerkhire	24,650.00
Postage	3,500.00
Office Supplies	300.00
Furniture and Fixtures	300.00
Printing and Lithographing	1,000.00
Miscellaneous	500.00
Rent	500.00
	\$ 30,750.00

Total for the Biennium	\$100,000.00
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STATE HIGHWAY DEPARTMENT

Salary of Chief Commissioner	\$ 8,000.00
Commissioners Per Diem	5,600.00
Commissioners Travel	4,800.00
Engineers Salaries	101,600.00
Secretary and Clerical Salaries	65,600.00
Travel Expense	50,000.00
Postage, Telephone, Telegraph	18,000.00
Supplies	14,000.00
Printing, Lithographing, Maps	8,750.00
Rentals	6,500.00
Office Furniture and Fixtures	6,000.00
Engineering Equipment	4,000.00
Testing Supplies and Equipment	3,000.00
Workmen's Compensation	4,000.00
Freight, Express and Miscellaneous	7,000.00
Total for the Biennium	<u>\$306,850.00</u>

WORKMEN'S COMPENSATION BUREAU

Salary	\$ 13,440.00
Clerkhire	52,940.00
Postage	10,000.00
Office Supplies	2,600.00
Furniture and Fixtures	1,000.00
Printing	1,500.00
Miscellaneous	5,000.00
Travel Expense	5,000.00
Items not included above:	
Automobile Equipment and Maintenance	1,500.00
Legal Expense	5,000.00
Total for the Biennium	<u>\$ 97,980.00</u>

GAME AND FISH DEPARTMENT

Salary—Commissioner, Deputy Commissioner, and Chief Game Warden	\$ 15,360.00
Clerkhire	6,912.00
Salary—Game Wardens	16,800.00
Postage	2,000.00
Office Supplies	300.00
Furniture and Fixtures	250.00
Printing	4,000.00
Miscellaneous	6,500.00
Travel Expense	36,800.00
Items not included above:	
Office Rent	700.00
Maintenance of Game Farms	5,000.00
Maintenance of Fish Hatcheries	7,500.00
Rewards	3,500.00
Propagation	10,000.00
Construction	10,000.00
Total for the Biennium	<u>\$125,622.00</u>

STATE HAIL INSURANCE—OPERATING

Total for the Biennium\$352,000.00

CRIMINAL IDENTIFICATION

Total for the Biennium\$ 4,000.00

Was referred to the Committee on Appropriations.

Senator Lynch presented a petition signed by Guy A. Montgomery, LaMoure, urging the President and Members of the Senate to use their influence and cast their votes to prevent the modification or repeal of the Prohibition laws of the State.

A like petition was presented, signed by Geo. Dockter, Linton, and 25 others.

A like petition was presented, signed by Lewis Fossum, Loma, and eight others.

A like petition was presented, signed by Mrs. L. Langehaug, Sharon, and 30 others.

A like petition was presented, signed by Mrs. A. F. Ofstehaya, Hatton, and 40 others.

A like petition was presented, signed by Edw. H. Dummer, Fargo, and 68 others.

A like petition was presented, signed by Wm. G. Movius, Mohall, and 19 others.

A like petition was presented, signed by Mrs. Martin Skredsurg, Powers Lake, and 34 others.

A like petition was presented, signed by Chas. W. Howe, Wilton, and 28 others.

A like petition was presented, signed by Rev. J. J. Stempges, Clyde, and 52 others.

Which ten petitions were referred to the Committee on Temperance.

A petition was presented, signed by S. E. Halpern, Glen Ullin and 165 others urging members of the Senate to use their influence in repealing the present Prohibition Laws of this State.

Was referred to the Committee on Temperance.

A petition was presented, signed by R. G. Quam, Fargo, and 48 others urging the Senate to use its influence in favor of repealing the existing Prohibition Laws.

Was referred to the Committee on Temperance.

Senator Brostuen presented a petition signed by Frank J. Jaros, Schafer, and 34 others urging the Senate to defeat the Budget Board's proposal to cut the appropriation of rural schools.

Was referred to the Committee on Education.

A petition was presented, signed by J. L. Wheeling, Skaar, No. Dak., and 22 others, urging consideration of rural schools in regard to State aid.

Was referred to the Committee on Education.

A communication was presented signed by John M. Engert, Ole Bjerkness and Elmer Helgesen, Resolution Committee of the Farmers' Equity Elevator Company of Powers Lake, urging repeal of present Storage Law.

Was referred to the Committee on Warehouse and Grain Grading.

A petition was presented, signed by John Renner, Dickinson and 38 others, relative Mothers' Pension Law.

Was referred to the Committee on Women's and Children's Welfare.

REPORTS OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 5. For memorial to his Excellency, Franklin D. Roosevelt, President-elect of the United States of America, petitioning the President to appoint as a member of his cabinet, Hon. John A. Simpson.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Concurrent Resolution No. B. Requesting our Senators in the Congress of the United States to support the Great Lakes-St. Lawrence Waterway Treaty now pending.

Also,

Senate Concurrent Resolution No. D. For a complete investigation of the Capital Building Commission, its activities and actions in connection with the letting of contracts, preparation and acceptance of plans and specifications, erection and construction of the new Capitol Building, and including alterations made, materials used, and all other acts of said commission in connection with said building and, if possible, provide for a reduction of the cost of said building.

Were delivered to the Governor for his approval at the hour of 2:05 o'clock, January 23, 1933.

TOM WHELAN,
Chairman.

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

REPORT OF SELECT COMMITTEES

A RESOLUTION TO APPOINT THE OFFICIAL PHOTOGRAPHER FOR THE SENATE

OF

THE TWENTY-THIRD LEGISLATIVE ASSEMBLY

OF

THE STATE OF NORTH DAKOTA

WHEREAS: For historical purposes it has been the custom of all North Dakota Legislative Assemblies to have composite group pictures made of all members of such assemblies, and

WHEREAS: The Butler Studio of Bismarck offers to make such a group picture of the North Dakota Senate of the 23rd legislative assembly and hang such picture, framed, in the Senate Chambers at a cost of One Dollar for each individual in the group,

NOW THEREFORE, BE IT RESOLVED: That The Butler Studio of Bismarck, North Dakota, be, and is hereby appointed Official Photographer for the North Dakota Senate of the Twenty-Third Legislative Assembly.

BE IT FURTHER RESOLVED: That The Butler Studio of Bismarck, be and is hereby awarded the sole privilege of photographing members of the Senate of the 23rd legislative assembly on the floor of the Senate Chambers.

11x14 copies of the large group will be furnished at a price of \$1.00 per copy.

S. S. McDONALD, Chairman
C. A. MILLER
CHARLES G. BANGERT.
Committee.

Senator Miller moved that the report be adopted.

Which motion prevailed.

Senator Hamilton moved that House Concurrent Resolution No. 5 be placed at the head of the Calendar for today.

Which motion prevailed.

Senator Matthaei moved that Senate Bills Nos. 90 and 92 be re-referred to the Committee on Banks and Banking.

Which motion prevailed.

Senator Watt moved that all absent Senators be excused.

Which motion prevailed.

Senator Matthaei moved that Senate Bills Nos. 3 and 11 be re-referred to the Committee on Judiciary.

Which motion prevailed.

Senator Fine moved that Senate Bills Nos. 7 and 10 be re-referred to the Committee on Banks and Banking.

Which motion prevailed.

The President announced the appointment of Senators Matthaei (chairman), Bangert and Brunsdale, on the committee to comply with Senate Concurrent Resolution No. "D", to investigate the Capitol Commission.

FIRST AND SECOND READING OF SENATE BILLS

Senator Brostuen introduced:

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Was read the first and second times and referred to the Committee on Highways.

Senator Bonzer introduced:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and

duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Was read the first and second times and referred to the Committee on Highways.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 23, 1933.

Mr. President: I have the honor to return herewith

Senate Concurrent Resolution No. A-1. Urging State Legislatures to memorialize Congress to pass Senate Bill 1197, known as the Frazier Bill.

Which the Speaker has signed.

I also transmit

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Concurrent Resolution No. 5.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trott

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lynch	Thorson
Eastgate	Martin	Trovatten
Field	McDonald	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.
Porter	Whelan
Watt	

Absent and not voting:

Messrs.	Messrs.
Magnuson	Plath

So the Resolution passed and the title was agreed to.

THIRD READING OF SENATE BILLS

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.
Martin	Plath
Magnuson	

So the bill passed and the title was agreed to.

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Fine	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Murphy
Brunsdale	Fowler	Porter
Eastgate	Gronvold	

Absent and not voting:

Messrs.	Messrs.
Magnuson	Tinnes
Plath	

So the bill passed and the title was agreed to.

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Magnuson	Plath

So the bill passed and the title was agreed to.

Senator Patten asked that action on Senate Bill No. 60 be deferred to the next Legislative day.

Which request was granted.

Senate Bill No. 63. A Bill for an Act to provide for assessment and valuation in odd numbered years of real property which is exempt from taxation.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Magnuson	Plath

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Was read the first and second times and referred to the Committee on Federal Relations.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that the President appoint a committee of three to act with a like committee of the House to draw up resolutions to be sent to the widow of the late Judge Pugh of Dickinson.

The President appointed Senators Cain, Wog and Martin to act on such committee.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: A. N. Cullen, Ole Halvorson, Frank Simmons, John Kopp and Jacob Hagel of Crystal Springs; Aug. Krantz, Kenmare; Harold Knight, Jamestown; Dr. McLean, Lisbon; Mr. and Mrs. R. C. Peterson, Stuart A. McDonald, Mrs. S. S. McDonald, Russell Young, all of Bismarck; Albert Heinz, Mandan; Hattie Walker, Carrington; J. L. Page, Westhope; R. J. Siverson, S. R. Siverson, E. O. Haugen and O. H. Larson, all of Williston; P. J. Barrett, Sanish; W. G. Wilkins, C. O. Lingren, Geo. Steinman, Geo. Hering, all of Valley City and David Sorenson, Hasting.

Senator Marshall moved that the Senate do now recess until 1:30 p. m. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-FIRST DAY AFTER RECESS AND
TWENTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 24, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Marshall introduced:

Senate Bill No. 115. A Bill for an Act to amend and reenact Section 7992 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Gronvold introduced:

Senate Bill No. 116. A Bill for an Act authorizing the construction of a hospital for the insane, at Rugby, Pierce County, North Dakota, including the site therefor, and all connections, and providing for an appropriation therefor.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed.

TWENTY-SECOND DAY

Senate Chamber,
Bismarck North Dakota,
January 24, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by chaplain, Rev. Hildebrand.

Roll Call: All Senators present except: Senators Magnuson and Plath.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-first Day and recommend that the same be corrected as follows:

On page 11, line 19, correct the spelling of the word, "Clerkhire".

On page 23, 3rd line from the bottom, correct the spelling of the word, "Medical".

On page 30, after the fourth line add the line: "Was referred to the Committee on Appropriations."

On page 33, line 28, add a hyphen after the letters "com" at the end of the line.

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Fredrickson presented a petition, signed by H. T. Quanbeck and 5 other members of a Resolution Committee, assembled at Lakota, urging legislation to divert certain funds to the use of rural schools.

Was referred to the Committee on Education.

A communication was presented, signed by Ole B. Holm, Ray, No. Dak., and 5 others favoring the tuition reduction with one exception; also the raise in minimum wage for teachers.

Was referred to the Committee on Education.

A petition was presented, signed by Geo. A. Teggartz, East Grand Forks, Minn., complaining of treatment he received while an inmate of the Jamestown Insane Asylum.

Senator Olson moved that the lengthy communication attached to the above letter be referred to the Committee on State Affairs without being read.

Which motion prevailed.

A petition was presented, signed by Mrs. Chas. Atherton, Valley City and 67 others urging the President and members of the Senate to use their influence and cast their votes to prevent modification or repeal of the Prohibition Laws of this State.

A like petition was presented, signed by Mrs. W. L. Sherwin, Bismarck, and 30 others.

A like petition was presented, signed by O. C. Westby, Jamestown and 25 others.

A like petition was presented, signed by Gordon Gillespie, Park River and 20 others.

A like petition was presented, signed by Wm. Herrington, Benedict, and 20 others.

A like petition was presented, signed by Mrs. L. H. Eaton, Fargo and 56 others.

A like petition was presented, signed by Mrs. P. G. Stevens, and 55 others from Fargo and Hunter.

A like petition was presented, signed by Mrs. Chas. J. Moore, Linton, and 17 others.

A like petition presented, signed by Henry Pals and 46 others.

A like petition was presented, signed by Rev. G. O. Giseth, Bowman, and 52 others.

A like petition was presented, signed by Lillian Lee, Rhame and 28 others.

A like petition was presented, signed by E. W. Thrans, Ransom and 11 others.

Senator Porter moved that inasmuch as the Committee on Temperance is becoming swamped with yellow petitions,

those presented today be referred to the Committee on Public Health.

Which motion prevailed.

A petition was presented, signed by Allen G. Shaw and 30 others urging the President and Members of the Senate to use their influence and cast their votes to prevent repeal of our gambling, prohibition and so-called "blue laws."

Was referred to the Committee on Temperance.

A petition was presented, signed by Fred A. Nason and three directors of Estes School District No. 17, Cartwright, urging the Senate to appropriate a fair amount of State Aid for rural schools.

Was referred to the Committee on Education.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 24, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed Representatives Anderson of Sargent, Shurr and Rue to act with a like committee from the Senate for the purpose of preparing a memorial resolution to the widow of the late Judge Thomas H. Pugh.

Also,

The Speaker has appointed Representatives Strutz, Solberg and Anderson of Stark to act with a like committee from the Senate for the purpose of arranging for a joint memorial exercise to be held some time in February.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, Section 1, line 13 of the printed bill strike out the words "Trees and Shrubbery" and insert in lieu thereof the words "Trees, Shrubbery, Roads and Sidewalks".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "public" in 2nd line of Title, change the word "work" to "works" and after the word "and" in the 5th line of Title strike out the word "the" and insert in lieu thereof the word "a" and also after the last word "Act" in Title add the words "and declaring an emergency".

Section 1, line 2, change the word "work" to "works", and in 7th line of Section 1 change the word "work" to "works". After the word "qualifications" in the 13th line of Section 1, strike out rest of Section and add the words "in number not to exceed ten percent of total number of employees employed on such work".

In Section 3, line 2, strike out the words "fifty cents" and insert in lieu thereof the words "thirty five cents".

In Section 3, line 3, between the words "hours" and "employment" insert the word "of" and in Sec. 3, line 4, strike out the words "be five hours per day and thirty hours per week" and insert in lieu thereof the words "not exceed ten hours per day."

Section 4, line 3, place period after the word "performed" and strike out the rest of said section.

Section 6, between the words "association" and "violating" insert the words wilfully and knowingly".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 24. A Bill for an Act providing who shall be employed on all public work, providing for the qualification of such employees, fixing the minimum wage scale, and prohibiting deduction from wages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Matthaei introduced:

Concurrent Resolution No. I: To tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problem of the American people.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whitman (by request) introduced:

Senate Bill No. 117. A Bill for an Act providing for the regulation, supervision and licensing of the business of real

estate broker; providing for a state real estate commissioner, and defining his powers and duties; and providing for the enforcement of this act and penalty for the violation thereof.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whelan (by request) introduced:

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

THIRD READING OF SENATE BILLS

Senator Hamilton moved that Senate Bill No. 29, scheduled for a Special Order of Business for this date, be made a special order for Thursday, January 26.

Senator Fine made a substitute motion that the Senate proceed to the Special Order of Business for today with an amendment.

Which motion prevailed.

Senator Fine moved for an amendment to Senate Bill No. 29, as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT abolishing the office of the Commissioner of Immigration of the State of North Dakota and transferring the powers and duties thereof to the Commissioner of Agriculture and Labor.

BE IT ENACTED by the Legislative Assembly of the State of North Dakota:

Section 1. That the office of the Commissioner of Immigration of the State of North Dakota is hereby abolished and that all of the powers and duties of such offices are hereby transferred to the Commissioner of Agriculture and Labor together with all papers, writings, documents, books, records, files, office fixtures and furniture and all other property of whatsoever nature used belonging to the said office of Commissioner of Immigration or used by or in connection with the same.

Section 2. This Act is hereby declared to be an emergency Act and to be in full force and effect from and after its passage and approval.

Senator Hamilton moved to change the proposed amendment as follows: That the Immigration Department be given until March 1st to transfer all books, papers and property over to the Commissioner of Agriculture and Labor.

Senator Fowler moved that Senate Bill No. 29 be taken from the calendar and re-referred to the Committee on State Affairs with the understanding that it be reported back on the Second Legislative Day.

Which motion was declared lost.

The president announced that the question before the Senate was the motion of Senator Hamilton for an amendment to the amendment.

Which motion was declared lost.

The President announced that the Senate was on the substitute motion for an amendment by Senator Fine.

Senator Fowler moved for a substitute motion amending the amendment of Senator Fine as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

FOR AN ACT abolishing the office of the Commissioner of Immigration of the State of North Dakota and transferring all papers, writings, documents, books, records, files, office furniture and fixtures and all future correspondence of said office to the Commissioner of Agriculture and Labor.

BE IT ENACTED by the Legislative Assembly of the State of North Dakota:

Section 1. That the office of the Commissioner of Immigration of the State of North Dakota is hereby abolished and that all papers, writings, documents, books, records, files, office fixtures and furniture and all future correspondence and all other property of whatsoever nature used and belonging to the said office of Commissioner of Immigration or used by or in connection with the same be transferred to the Commissioner of Agriculture and Labor.

Section 2. This Act is hereby declared to be an emergency Act and to be in full force and effect from and after its passage and approval.

Which motion prevailed.

The President asked that the amendment as proposed be handed to the Secretary for Third Reading and Final Passage.

Senator Brostuen moved that Senate Bill No. 29 be placed

at the foot of the calendar and proceed with the rest of the calendar.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Magnuson
Plath

So the bill passed and the title was agreed to.

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; repealing all Acts or

parts of Acts in conflict herewith, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Magnuson
Plath

So the bill passed and the title was agreed to.

Senator Patten moved that the vote by which Senate Bill No. 60 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler announced there was a question as to the legality of the proposed amendment and it was agreed to hold Senate Bill No. 29 over one legislative day.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: T. O. Kraabel, Fargo; F. H. Waldo, Bismarck; Mrs. E. R. Sinkler and C. E. Danielson, Minot.

Senator Indergaard moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
January 25, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Hildebrand.

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

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-first Day After Recess and Twenty-second Day and recommend that the same be corrected as follows:

On page 6, line 6, strike out the word "to" following the word "not," and in line 11 of the same page correct the spelling of the word "wilfully." On the same page after the line "First and Second Reading of Senate Bill" add the line "Senator Matthaehi introduced:"

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE GOVERNOR

January 24, 1933.

To the Senate of the
State of North Dakota:

I have today approved and filed with the Secretary of State:

Senate Concurrent Resolution B. Concurrent Resolution memorializing Congress urging ratification of Treaty with Canada making possible Seaway uniting Great Lakes with the Atlantic Ocean.

Senate Concurrent Resolution D. Concurrent Resolution for a complete investigation of the Capitol Building Commission, its activities and actions in connection with the letting of contracts, preparation and acceptance of plans and specifications, erection and construction of the new Capitol Building, and including alterations made, materials used, and all other acts of said commission in connection with said building and, if possible, provide for a reduction of the cost of said building.

Yours very truly,
WILLIAM LANGER,
Governor.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Trout presented a petition signed by A. J. Franks, Lansford, and 53 others, urging support for several legislative items.

Was referred to the Committee on State Affairs.

Senator Brostuen presented a petition signed by R. Bowers and four other members of the Parent-Teachers Association of Dore, urging the Senate to use its influence to prevent the State Aid for rural schools being cut.

Was referred to the Committee on Appropriations.

A communication from Nora Local of the Farmers Union approving Governor Langer's message, with 21 specific recommendations, was read.

Was referred to the Committee on State Affairs.

The President announced that it being 2:15 P. M., the Senate would be on the Special Order of Business for the consideration of Senate Bill No. 29.

Senator Fine moved that the subject under consideration at this hour, Senate Bill No. 29, be re-referred to the Committee on State Affairs.

Which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Senator Whitman presented a telegram signed by Jack Hammelsmith, Secretary Trades and Labor Assembly, Grand Forks; one from Lawrence J. Mero, Secretary State Federation of Labor, Grand Forks; one from Oscar Swanson, Legislative Representative of Railway Clerks, Grand Forks; also telegram from Pressmen and other unions of Grand Forks, vigorously protesting the proposed change in Senate Bill No. 72, as reported by Committee on State Affairs.

A like telegram was presented by Senator Murphy signed by P. C. Spike, Secretary Brotherhood of Maintenance of Way Employees No. 191, Lankin.

Senator Tinnes presented three like telegrams signed by the same organizations from Grand Forks.

Which eight telegrams were referred to the Committee on State Affairs.

Senator Whitman moved that the telegrams be printed in the Journal.

Senator Fowler moved as a substitute motion that the same be not printed in the Journal.

Which motion prevailed.

A petition was presented by Senator Handley, signed by L. C. Hersgard, Rutland, and 19 others, urging members of the Senate to cast their votes to prevent the modification or repeal of the Prohibition Laws of this State.

A like petition was presented, signed by Mrs. John Stoddard, Jamestown, and 108 others.

A like petition was presented, signed by W. E. Lillo, Larimore, and 16 others.

A like petition was presented, signed by Mrs. Lee Sutterlin, Cavalier, and 18 others.

A like petition was presented, signed by Grace Chappell, Fargo, and 34 others.

A like petition was presented, signed by R. F. Smith, Page, and 59 others.

A like petition was presented, signed by Mrs. Anna Smylie, Wheatland, and 59 others.

A like petition was presented, signed by C. H. Larson, Grenora, and 41 others.

A like petition was presented, signed by Maggie Siller, Calvin, and 64 others.

A like petition was presented, signed by L. P. Larson, Finley, and 96 others.

Senator Matthaehi moved that the ten petitions be referred to the Committee on Public Health.

Which motion was lost and the same were referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

And find same properly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, section 1, line 3 of printed bill strike out the figures "\$4,402.00" and insert in lieu thereof the figures "\$4,212.00".

In line 12, strike out the figures "\$100.00" and insert in lieu thereof the figures "\$50.00"; in line 13, strike out the figures "\$280.00" and insert in lieu thereof the figures "\$140.00"; in line 18 strike out the figures "\$4,402.00" and insert in lieu thereof the figures "\$4,212.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 43. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the office of Grain Storage Commissioner.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Bill No. 33. A Bill for an Act to amend and reenact paragraph one of Chapter 124 of the Laws of North Dakota for the year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the word: "paragraph" and insert in lieu thereof the word: "Section".

Strike out period after the word "1929" in the title, and insert in lieu thereof "comma," and the words "relating to compensation of election board".

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

Senator O. E. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the period after the figures: "1931" and insert in lieu thereof "a comma" and the words: "relating to voter's guides at elections".

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

Senator O. E. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same be amended as follows:

On page one Sec. One, Line 3 and 4 of "printed bill", strike out the figures: "\$107,980.80", and insert in lieu thereof the figures: "\$100,480.80."

In line 16, strike out the figures: "\$3000.00" and insert in lieu thereof the figures "\$1000.00". In line 17, strike out the figures "\$5,500.00" and insert in lieu thereof the figures: "\$4000.00." In line 19, strike out figures "\$6,000.00" and insert in lieu thereof the figures: "\$5,000.00". In line 21, strike out the figures "\$8,000.00" and insert in lieu thereof the figures "\$5,000.00". In line 23, strike out the figures "\$107,980.80" and insert in lieu thereof the figures: "\$100,-480.80."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

Senator McDonald moved that Senate Bill No. 72 be referred to the Committee on State Affairs.

Which motion prevailed.

Senator Miklethun asked for an extension of time on Senate Bill No. 93.

Which request was granted.

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Gronvold introduced:

Senate Bill No. 119. A Bill for an Act to repeal Sections 4799 and 4800 of the Compiled Laws for 1913, relating to the Prohibition to grant to, or use by any person of any free pass, frank or special privilege, and fixing the penalty for the violation thereof.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Patten
Bonzer	Gronvold	Plath
Brostuen	Hamilton	Porter
Burkhart	Handley	Regeth
Brunsdale	Indergaard	Simonson
Cain	Jones	Stucke

Messrs.	Messrs.	Messrs.
Drew	Kamrath	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Olson

Absent and not voting:

Messrs.	Messrs.
Larson	Magnuson

So the bill passed and the title was agreed to.

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson		

Those voting in the negative were:

Messrs.
Wog

Absent and not voting:

Messrs.	Messrs.
Larson	Magnuson

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 25, 1933.

Mr. President: I have the honor to transmit herewith
House Concurrent Resolution No. 5.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Murphy moved that the Senate recess for ten minutes before adjournment to commemorate this day, the birthday of Robert Burns.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 25, 1933.

Mr. President: I have the honor to transmit herewith

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: G. F. Lamb, Michigan; John Marien, Larimore; Isaac Diamond, Minot; Catherine Leno, Tuttle; Lucille Simnes, Portal; Evelyn McCartney, Minneapolis, Minn.; Viola Sauter, Ruby Brenden, Tuttle; Hilma Hanson, Robinson; Mabel Smith, Willow City; Isadore Miller, Franklin Elliott (Capt.), Alvin Solheim, Elwood Hutchinson, Mike Goldemann, Clark Lybeck, Miles Bettger, James Batterberry, Milton Kelly (coach), Henry Witzel, Frank Berkvam.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 26, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Hildebrand.

Roll Call: All Senators present except Senators Magnuson and Erickson of Kidder.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-third Day and find the same correct.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Fredrickson presented communication from the North Dakota Livestock Association relative to the 4-H Club Department; recompensation for losses of sheep from deprecations of dogs, and a proposed tribute from the Association to the memory of Dr. Wilton F. Crewe.

Was referred to the Committee on Live Stock.

Senator Fredrickson presented a communication from the North Dakota Livestock Association relative to County Agent work.

Was referred to the Committee on Agriculture.

Senator Fredrickson presented a petition signed by Otto Klindworth, secretary of the North Dakota Crop Improvement Association, urging legislation favorable to the County Agent work in the state.

A like petition was presented by Senator Whitman.

Which two petitions were referred to the Committee on State Affairs.

A communication was presented from the Bean-Goodwin Post No. 36, American Legion, Oakes, relative to the retention of T. O. Kraabel as Veterans' Service Commissioner.

Was referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 26, 1933.

Mr. President: I have the honor to return herewith:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Which the House has passed unchanged.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

A communication was presented from Gilles Theatre, Wahpeton, favoring Senate Bill No. 110.

Was referred to the Committee on State Affairs.

Senator Milkletun presented a communication from the Towner County Taxpayers Association urging various legislation.

Was referred to the Committee on State Affairs.

A petition was presented, signed by I. E. Ottum, St. Thomas, and 29 others, relative to the gasoline tax.

Was referred to the Committee on Highways.

A petition was presented, signed by Ray Wilson, Dunseith, and 12 others, urging defeat of Senate Bill No. 108.

Was referred to the Committee on State Affairs.

Senator Thorson presented a telegram from Glenn Bunn, Secretary-Treasurer, Brotherhood of M. of W. E., protesting against Senate Bill No. 72.

Was referred to the Committee on State Affairs.

Senator Whitman presented a petition signed by Mrs. Chris Sofas for 1,000 members of the Grand Forks Ladies' Auxiliary of the Ship-by-Rail Club, seeking the co-operation of the Senate in future legislation to regulate bus and truck lines.

Was referred to the Committee on Highways.

Senator Tinnes presented a like petition which was referred to the Committee on Highways.

Senator Whelan presented a petition signed by J. E. Argue, Hamilton, and 19 others, relative to the gasoline tax.

Was referred to the Committee on Highways.

A petition was presented, signed by F. J. Courtney, Guelph, and 45 others, urging members of the Senate to cast their votes to prevent the modification or repeal of the prohibition laws of this state.

A like petition was presented, signed by Mrs. Rose Evans, Underwood, and 38 others.

A like petition was presented, signed by Mrs. W. S. Downing, Turtle Lake, and 27 others.

A like petition was presented, signed by J. H. Amerland, Fargo, and 94 others.

A like petition was presented, signed by Ernest J. Meyer, Mapleton, and 19 others.

A like petition was presented, signed by Mrs. J. Peterson and 45 others from McKenzie County.

A like petition was presented, signed by Thomas J. Thorson, Cartwright, and 37 others.

Which seven petitions were referred to the Committee on Temperance.

A petition was presented, signed by A. N. Beiseker, Harvey, and 302 others, urging repeal of all existing prohibition laws.

Was referred to Committee on Temperance.

Senator Gronvold presented a report and chart from the Board of Administration relative, "Providing the Establishment and Location of a State Hospital for the Insane."

Senator Gronvold moved that the report be printed in the Journal.

Which motion was lost.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 5. A Bill for an Act to provide for the recording of real estate mortgage renewals, and extensions; to establish the legal effect thereof, and to provide that such mortgages not renewed by affidavit or extension agreement within thirty years shall be discharged from public record.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following: "For an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. DISCHARGE OF REAL ESTATE MORTGAGE NOT RENEWED OR EXTENDED OF RECORD.—Beginning three months after the passage and approval of this act, every mortgage of real estate which has not been renewed or extended of record within fifteen years after its due date or when no due date is shown in the mortgage, then within twenty years after the recording of such mortgage, shall be discharged of record by order of a Judge of the District Court within the district in which the mortgaged real estate is situated upon application of any party interested and without notice.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "place" insert the following: "and the operation of which machine is not contrary to the laws of this state,". In Section 1, line 6, strike out the word "gambling" and insert "gaming", also in Section 6, line 2, strike out the word "gambling" and insert the word "gaming". In line 4, Sec. 1, after the word "coins" insert the words "or tokens". In line 8, Sec. 2, insert the words "or tokens" after the word "coin". In Sec. 3, line 7, insert the words "or tokens" after the word "coins". In Section 5, line 3, strike out all the words after the word "misdemeanor" and add a period.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

And find same properly engrossed.

TOM WHELAN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 6. A Bill for an Act exempting from taxation the personal property of every head of a family up to the value of one hundred dollars.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the title of the Bill and insert in lieu thereof the following: "FOR AN ACT to exempt the personal property of certain needy persons from taxation." Also strike out all of Section 1, and substitute the following:

"Section 1 (exemption). The assessor shall show upon his listing blanks the name of every head of a family, the total value of whose personal property at the time of assessment does not exceed \$100.00, and whose total income during the preceding twelve months has been less than \$600.00. For the purposes of this Act, any person who has one or more other persons dependent upon him for support shall be regarded as the head of a family. The personal property of each and every such head of a family shall be exempt from taxation. After the Assessor's valuation of such property shall have been equalized, as now provided by law, the County Auditor shall cause the names of such heads of families to be removed from the tax roll as exempt from personal property taxation."

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

REPORT OF SELECT COMMITTEES JOINT RESOLUTION

WHEREAS the all-wise Creator in his infinite wisdom has removed from our midst the Honorable Thomas H. Pugh, former district Judge of the 6th Judicial District of the State of North Dakota, and:

WHEREAS we, the members of the 23rd legislative assembly of the State of North Dakota, are deeply appreciative of his exemplary life, of his years of service on the bench, and at the bar, and the great loss which his passing means to the people of this state.

NOW THEREFORE, be it resolved that this resolution be printed in the Journal, and that the Secretary mail an Engrossed copy to Mrs. Thomas H. Pugh at Dickinson, North Dakota.

J. P. CAIN,
W. E. MARTIN,
GUST WOG,
Senate Committee.

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

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Hamilton moved that Senate Concurrent Resolu-

tions Nos. "F" and "G" be printed and filed the same as Bills.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Senators Greene and Fowler introduced:

Senate Resolution No. A-3. Urging U. S. Senators Nye and Frazier to support the eradication of barberry item in the Agricultural Department appropriation bill now pending in Congress.

Senator Fowler moved for the adoption of Senate Resolution No. A-3.

Which motion prevailed.

Senator Hamilton asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 29. A Bill for an Act to repeal Sections 578 A-1, 578 A-2, and 578 A-3 of the Supplement to the Compiled Laws of North Dakota for the year 1913, the same being Chapter 146 of the Laws of North Dakota for the year 1919, and Chapter 147 of the Laws of North Dakota for the year 1925.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "a bill" and insert in lieu thereof the following: "FOR AN ACT abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

"Section 1. The office of Commissioner of Immigration of the State of North Dakota is hereby abolished.

"Section 2. (Repeal) Sections 578A-1, 578A-2, and

578A-3, Supplement to the Compiled Laws of 1913 are hereby repealed.

"Section 3. All papers, writings, documents, books, records, files, office furniture and fixtures, all future correspondence and all other papers of whatsoever nature, used and belonging to the office of Commissioner of Immigration, or used by, or in connection with said office, are hereby transferred to the office of Commissioner of Agriculture and Labor.

Section 4. All unexpended and unobligated moneys to the credit of said Commissioner of Immigration are hereby transferred to the general fund.

"Section 5. (Emergency) This act is hereby declared to be an emergency act, and to be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

FIRST AND SECOND READING OF SENATE BILLS

Senator Magnuson introduced:

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Was read the first and second times and referred to the Committee on Insurance.

Senator Murphy introduced:

Senate Bill No. 121. A Bill for an Act to amend and reenact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Bonzer introduced:

Senate Bill No. 122. A Bill for an Act Repealing Section 1774a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, relating to the location at or near the City of Rugby in Pierce County, North Dakota, of the Asylum for the Insane, authorized by the amendment to the Constitution of North Dakota, which was approved by the electors of the State at the General Election in November, 1916.

Was read the first and second times and referred to the Committee on State Affairs.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mr. and Mrs. John Kennelly and Mrs. Ruby Mae Kossick, Mandan; Nellie Dahlquist, Palma Johnson, Lois DeEtt Mansfield, Verna G. Kraemer, Mildred Brusven, Sylvia Botnen, Tuttle; Kathryn Sutton, Oklahoma City; Lucille Lotham, Bismarck; Luella Davis, Forman; Dorothy Schroeder, Moorhead; Harriet Byrns, Minot; Mary Weiler, Fargo; Maybel Kenaston, Aitkin, Minn.; Jack Mills and W. E. Cooke, Harvey; O. R. Vold, Minnot; John G. Walth, Hebron; O. J. Nathan, Dickinson; J. D. Raco, Grand Forks; J. A. Dinnie, Grand Forks; Mrs. A. P. Moeller, Bismarck; Bessie Williams, Bismarck; Captain and Mrs. Bird Little, Fort Lincoln; Lieutenant and Mrs. Willard B. Carlock, Fort Lincoln; Lieutenant Clark Bailey, Fort Lincoln; Arthur Hagen, Arnegard; O. W. Hagen, Oluf Erickson and Clint Grautier, Watford City; Mark Staples and A. P. Barstad, Harvey.

Senator Burkhart moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 27, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Smith.

Roll Call: All Senators present except Senators Gronvold, Martin, Magnuson, Whitman and Wog.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fourth Day and recommend that the following typographical errors be corrected:

On page 3, line 20, correct the spelling of the word, "urging".

On page 7, line 25, correct the spelling of the word, "passage".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was presented from Lovrien and Rader, Attys., Spencer, Iowa, regarding amendments to laws relating to license fees on motor fuel.

Was referred to the Committee on State Affairs.

A communication was presented signed by A. C. Jordan, Driscoll, in regard to transportation for school children in consolidated school districts.

Was referred to the Committee on Education.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 27, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 36. A Bill for an Act to appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

Senator Fredrickson presented a petition, signed by C. S. Aasen, Aneta, and two others, urging legislation relating to schools.

Was referred to the Committee on Education.

Senator Patten presented a petition signed by Mrs. H. E. Mielke, Ryder, and members of the school boards of education of the Max-Sanish Soo branch, urging legislation favorable to rural schools.

A like petition was presented by Senator Jones.

Which petitions were referred to the Committee on Education.

The annual report of the State Capitol Commissioners, signed by F. L. Anders, Secretary, was presented.

Senator Fine moved that the report be referred to the Committee on Capitol Investigation.

Which motion prevailed.

The President announced the report would be printed in full in the House Journal.

Senator Whitman presented a communication from Vernon E. Patterson, Director, No. Dak. Ship-By-Rail Club, urging support of "Bus and Truck Regulation" Bill.

Was referred to the Committee on Highways.

Ten telegrams were presented, signed by restaurant owners in Fargo favoring Senate Bill No. 106.

Were referred to the Committee on Public Health.

Senator Greene presented a petition signed by John J. Harty, secretary-treasurer Brotherhood of Railway and Steamship Clerks, protesting passage of Senate Bill No. 72 as amended.

Was referred to the Committee on State Affairs.

Senator Hamilton presented a communication, signed by H. J. Young, Towner, stating the sentiment of the people of that community was to repeal the present prohibition laws of the State.

A like petition was presented, signed by R. H. Wallace, Fargo and 55 others.

Which petitions were referred to the Committee on Temperance.

A petition was presented, signed by George Wollan, Keene, and 27 others urging the President and members of the Senate to cast their votes to prevent the modification or repeal of the prohibition laws of this State.

Senator Trout presented a like petition, signed by T. D. Peck and 40 others.

A like petition was presented, signed by W. S. Skirk, Watford City and 27 others.

A like petition was presented, signed by Mrs. F. W. Pile, Ray, and 31 others.

A like petition was presented, signed by Dr. M. Thoreson, Mayville and 110 others.

Which five petitions were referred to the Committee on Temperance.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Have had the same under consideration and recommend that the same be amended as follows:

In line 14, page 2, after the word "royalty" insert "not to exceed ten percent",

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

First: After the words: "Introduced by" strike out the following: "Senators Atkins, Brunsdale, Cain and Watt" and

insert in lieu thereof: "The Committee on Tax and Tax Laws."

Second: In line 6 of the title of the bill, after the words: "years" insert a semi-colon, and add the following: "providing for installment payments, penalties and interest."

Third: Strike out in Section 1, in lines 6 and 7, the following words: "Date of tax sale certificate" and insert in lieu thereof: "10th day of December, 1932."

Fourth: On page 2 of the Bill strike out all of Section 2, and in lieu thereof insert the following:

"Section 2. Real estate taxes including hail insurance and yearly installments of special assessment taxes, levied and assessed for the year 1932 and subsequent years, shall be subject to the payment of penalty and interest as hereinafter provided."

"Section 3: The first installment on real estate taxes, including hail insurance and yearly installment of special assessment taxes, shall become delinquent on March first following their due date, and if not paid on or before the date of delinquency, they shall be subject to a penalty of three per cent (3%), and on October 15th, following, to an additional penalty of two per cent (2%), and the second half of real estate taxes shall become delinquent on October 15th, and if not paid on or before that date, shall become subject to a penalty of two per cent (2%)."

Section 4: Real estate sold (including that sold or forfeited to the County) for taxes for the year 1932, or any subsequent year, may be redeemed upon payment of the original amount of the tax levied and assessed, the penalties and costs of sale, together with interest at the rate specified in the tax sale certificate, but in no case shall such interest exceed six per cent (6%) per annum."

Fifth: Strike out the figure "3" in Section 3 and insert in lieu thereof the figure "5".

Sixth: Strike out the figure "4" in Section 4 and insert in lieu thereof the figure "6".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session

Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

And find the same properly Enrolled.

Also,

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and

remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

And find the same properly Engrossed.

TOM WHELAN,
Chairman.

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

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senators Watt and Bangert introduced:

Senate Resolution No. A-4, requiring the Chicago International Exposition Commission to make and file an itemized statement and file a report within ten days after the passage of this Resolution, with the Secretary of the Senate.

Senator Watt moved that Resolution No. A-4 be referred to the Committee on State Affairs.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

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

Senator Miklethun asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Miklethun moved that Senate Bill No. 8, as revised, be re-referred to the Committee on Judiciary.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator McDonald introduced:

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee thereof, and providing for a penalty therefor.

Was read the first and second times and referred to the Committee on Insurance.

Committee on Banks and Banking introduced:

Senate Bill No. 124. A Bill for an Act to provide and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Committee on Banks and Banking introduced:

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Committee on Banks and Banking introduced:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Committee on Banks and Banking introduced:

Senate Bill No. 127. A Bill for an Act to provide and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Committee on Banks and Banking introduced:

Senate Bill No. 128. A Bill for an Act to provide and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Matthaei introduced:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Atkins introduced:

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Plath
Bangert	Hamilton	Porter
Bonzer	Handley	Regeth
Brostuen	Kamrath	Simonson
Burkhart	Larson	Stucke
Brunsdale	Lind	Tinnes
Drew	Marshall	Trout
Dubay	Matthaei	Thorson
Eastgate	Miklethun	Watt
Field	Miller	Whelan
Fine	Olson	
Fredrickson	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Indergaard	McDonald
Erickson, Divide	Jones	Murphy
Fowler	Lynch	Trovatten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Whitman
Gronvold	Magnuson	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 50. A Bill for an Act making an appro-

priation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fowler	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Magnuson	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

Senator McDonald moved that Senate Bill No. 69 be amended as follows: On page two, line seventeen, after the word "Printing" the figures "\$4,000" be stricken out and the figures "\$5,000" be inserted.

Which motion was lost.

The President announced that the question now was upon the final passage of Senate Bill No. 69.

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fowler	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Magnuson	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Bill No. 71 lay over for one legislative day.

Which motion prevailed.

Senator Brostuen moved that Senate Bill No. 91 be referred to the Committee on State Affairs.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the 1913 Compiled Laws of North Dakota and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Spe-

cial Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Was read the first and second times and referred to the Committee on Appropriations.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 27, 1933.

Mr. President: I have the honor to return herewith:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporation made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mr. and Mrs. E. W. Cowdrey, Valley City; Mr. and Mrs. Lee Lyness, Fessenden; Mrs. Herb Swett, Steele; Rev. M. H. Ness, Grand Forks; A. C. Pagenkopf, Mr. and Mrs. W. E. Quinlan, Dickinson.

Senator Bangert moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 28, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Smith.

Roll Call: All Senators present except Senators Gronvold, Lynch, Martin, Whitman and Wog.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fifth day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 28, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was presented from the Valley City Chapter of Izaak Walton League relative to changes recommended by the Game and Fish Commissioner.

Was referred to the Committee on Game and Fish.

Three petitions were presented by Senators Miklethun, Handley and Tinnes, from the North Dakota Co-operative Wool Marketing Association relative to livestock losses caused by dogs.

Two like petitions were also presented.

Senator Bangert moved these petitions be referred to the Committee on Judiciary, which motion was lost, and same were referred to the Committee on Live Stock.

A petition was presented by Senator Handley, signed by Mrs. F. S. Black, Stirum, and 20 others, urging members of the Senate to cast their votes to prevent the modification or repeal of the prohibition laws of this State.

A like petition was presented, signed by Rev. Chas. Whelchel, Grand Forks and 14 others.

A like petition was presented, signed by Mrs. L. F. Green, Devils Lake and 23 others.

A like petition was presented, signed by Mrs. Dollie McNea, Bottineau, and 31 others.

A like petition was presented, signed by Mrs. Laura Trowbridge, Williston and 21 others.

Which six petitions were referred to the Committee on Temperance.

A petition was presented, signed by Dr. George Schatz, Linton, and 81 others, urging repeal of our present prohibition laws.

Was referred to the Committee on Temperance.

Senator Magnuson presented a petition, signed by Joel Larson, clerk, Scotia School District No. 52, and three directors, urging lower high school tuition.

Was referred to the Committee on Education.

A telegram was presented, signed by the Grand Forks Hotel and Restaurant Ass'n., urging passage of Senate Bill No. 106.

A like petition was presented, signed by Twong Wong, Fargo.

Which two petitions were referred to the Committee on Public Health.

Senator Burkhart presented a petition signed by Aug. Kranz, chairman, Ward County Commissioners, relative to road construction.

Was referred to the Committee on Highways.

A communication was presented by Senator Magnuson from Mrs. W. L. McIntosh, International Chairman of the Woman's Club of Bottineau, relative to the Peace Garden project.

Was referred to the Committee on Federal Relations.

A communication was presented from the North Dakota State Seed Grain Association favoring continuation of the State Seed Department.

Was referred to the Committee on Agriculture.

A petition was presented by Senator Brostuen, signed by Carl O. Tumquist, Arnegard and six others, relative to removal of bounty on coyotes.

Was referred to the Committee on Game and Fish.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporations made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Was delivered to the Governor for his approval at the hour of 2:20 o'clock, P. M., January 28, 1933.

TOM WHELAN,
Chairman.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Also,

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 94. A Bill for an Act to repeal Section 3543 of the Compiled Laws of North Dakota for 1913, relating to the examination of the records kept by officers of public corporations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 4 after the figure "4", strike out everything in that section and insert the following: "SAVING CLAUSE.) It is hereby declared that if any of the provisions of this act in any manner contravenes the provisions of the Constitution, the remaining provisions would have been enacted by this Legislative Assembly even though such provisions had been eliminated from the Act; hence, if any of the provisions are found to be violative of the Constitution the remaining provisions shall not be affected by such invalidity but shall remain in full force and effect."

Then add: "Section 5. EMERGENCY.) This act is hereby declared to be an emergency measure and shall take effect and be in force for a period of two years only from and after its passage and approval, and the period within which a mortgage or execution debtor may redeem real estate from a sale thereafter made shall be governed by the laws now in effect."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

SENATE BILL No. 72

Introduced by Senators McDonald and Jones

A Bill for an Act Fixing the Qualifications of Employees to be engaged on Public Construction Work, Providing for Minimum Wages and Maximum Hours of Employment, Prohibiting Deduction from Wages and Providing a Remedy for Employees Paid Less than the Minimum and the Penalty for Violation of the Act, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:

Section 1. No persons shall hereafter be employed on any public construction work for which payment is contributed by the State or any political subdivision thereof unless such

person has been at such time a legal resident of the State of North Dakota for more than one year and a citizen of the United States or has legally declared his intention of becoming a citizen, and no contract for such public construction work shall be entered into by the State or any political subdivision thereof, which does not contain a provision requiring that all persons to be employed under such contract shall possess the aforesaid qualifications; provided, however, that if the furtherance of such public construction work requires the services of skilled laborers who are not readily available in the State of North Dakota, such skilled labor may be employed without the above qualifications upon the written authority of the Commissioner of Agriculture and Labor.

Section 2. In the employment of persons on public work, the heads of families shall have preference over unmarried individuals, but no married person shall be employed by the State or any political subdivision thereof whose husband or wife is also gainfully employed on private or public work.

Section 3. The minimum wage to be paid for unskilled labor on any such public construction work shall be forty-five cents (45c) per hour and the maximum number of hours of employment for any individual shall be ten hours per day and thirty hours per week; and the said minimum wage shall be paid in full to any person performing such labor. Provided, however, where board and lodging is furnished by the employer there may be a maximum deduction from said minimum wage of not more than eighty cents (80c) per day.

Section 4. That no person engaged in skilled labor on any such public construction work shall receive less than the prevailing wage in the community where such work is to be performed, and such employment shall be for not more than ten hours per day or thirty hours per week.

Section 5. If any person employed on such public construction work shall be paid by his employer less than the minimum wage herein provided for, such person may recover in a civil action the full amount of his minimum wage less any amount actually paid by the said employer, together with such attorney's fees as may be allowed by the Court, and any agreement by such employee to work for less than such minimum wage shall be no defense to such action.

Section 6. The employment of not more than two superintendents upon any work covered by this Act shall not be covered by the provisions hereof.

Section 7. Before any person, other than a skilled laborer employed upon a certificate of the Commissioner of Agriculture and Labor as provided in Section 1 hereof, shall be employed upon any work covered by this Act he shall produce a certificate from any County Auditor in this state certifying that he has been a legal resident of this state for more than one year and it is hereby made the duty of all County Auditors to make such certificate if the facts so warrant.

Section 8. PENALTY.) Any person, firm, corporation or association wilfully and knowingly violating any of the provisions of this Act shall be guilty of a misdemeanor.

Section 9. All Acts or parts of Acts in conflict herewith, are hereby repealed.

Section 10. EMERGENCY.) Whereas the State of North Dakota and various political subdivisions thereof are now employing on public construction work a large number of employees who are not residents of the State of North Dakota, nor citizens of the United States, nor have declared their intention to become citizens; and other employees whose wives or husbands are also drawing funds from the State or political subdivisions thereof; and whereas the wages paid and the maximum number of hours employed are without limitation, all to the great detriment of the citizens of this State;

THEREFORE, an emergency exists and this Act shall be in force and effect from and after its passage and approval and until April 1, 1935.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Sec. 1, and line 3 of "printed bill" strike out the figures "\$19,880.00", and insert in lieu thereof the figures "\$15,540.00".

Strike out everything after line 6 of printed bill and insert in lieu thereof the following:

Salary—Superintendent	\$ 4,000.00
Clerkhire:	
Librarian	2,400.00
Office Assistant and Stenographer	1,800.00
Newspaper Clerk	1,200.00
Editor of Collections	240.00
Postage	300.00
Office Supplies, Furniture and Fixtures	1,000.00
Printing	1,000.00
Miscellaneous	800.00

Travel Expenses	600.00
Museum	1,000.00
Books and Periodicals	600.00
State Parks	600.00
TOTAL	\$15,540.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 49. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Section 2790B1 to 2790B8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 88, Session Laws of 1927, relating to preservation and control of the artesian waters of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, Section 1, line 3, of printed bill, strike out the figures "\$10,762.00" and insert in lieu thereof the figures "\$9,262.00". In line 8, strike out the figures "\$4,800.00" and insert in lieu thereof the figures "\$4,000.00". In line 15, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$1,800.00". In line 17, after the word "total", strike out the figures "\$10,762.00" and insert in lieu thereof the figures "\$9,262.00".

And when so amended recommend the same do pass.

L. O. Fredrickson,
Chairman.

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

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Greene moved that Senate Bill No. 77 be withdrawn, contents of same having been covered by another bill.

Which motion prevailed.

Senator Matthaei moved that Senate Bill No. 57 be referred to the Committee on Banks and Banking.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Bonzer introduced:

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross receipts of power and gas companies, telephone and telegraph companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers and fixing penalty for failure or neglect to report; providing that such tax shall be a lieu tax and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Porter introduced:

Senate Bill No. 132. A Bill for an Act to amend and re-enact Chapter 166 of the Session Laws of 1929 as the same amends and re-enacts Sections 2, 3, 4, 5, and 6 of the

initiated measure entitled, "An act to impose a tax upon the sale of motor vehicle fuels; providing for the collection of said tax, for reports of sales of such motor fuels and for the disposition of the revenue derived therefrom; providing for the licensing and bonding of dealers in motor vehicle fuels and the revocation of such license; regulating the sale of such fuels and fixing penalties for the violation of this act. Repealing all acts or parts of acts in conflict with the provisions of this act", and approved at a state-wide election held June 30, 1926.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Tinnes introduced:

Senate Bill No. 133. A Bill for an Act to repeal Chapter 214, Session Laws 1931, being an act relating to the inspection, grading and labeling of potatoes and certain other products.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Tinnes (by request) introduced:

Senate Bill No. 134. A Bill for an Act making the Secretary of State the agent of non-residents using or operating motor vehicles on State Highways for the purpose of service of process on such non-residents in any action or proceeding against them growing out of the operation of motor vehicles on such highways, and providing how such process may be served.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Cain introduced:

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Was read the first and second times and referred to the Committee on Railroads.

The Committee on Judiciary introduced:

Senate Bill No. 136. A Bill for an Act to amend and re-enact Sections 2 and 3 of that certain measure passed and adopted by the people of North Dakota on November 8, 1932, submitted under initiative petition, reducing and fixing the salaries or compensation of the governor, lieutenant-governor, secretary of state, state auditor, state treasurer, attorney general, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, each commissioner of railroads, and reducing and fixing the salaries or compensation of all appointive state officials and members of all appointive state boards, bureaus and commissions provided for by law, and reducing and fixing the salaries or compensation of all deputies, assistants, secre-

taries, clerks and employees of all state officials, state boards, bureaus, and commissions, defining the persons and classes of persons whose salaries are reduced or fixed, specifying the time when this act shall take effect, and repealing all acts or parts of acts insofar as they conflict herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Indergaard and Trovatten introduced:

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Was read the first and second times and referred to the Committee on Public Health.

Senators Indergaard and Trovatten introduced:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Was read the first and second times and referred to the Committee on Public Health.

Senator Jones introduced:

Senate Bill No. 139. A Bill for an Act to amend and re-enact Section 3582 of the Compiled Laws of North Dakota for the year 1913, relating to the number of aldermen under City Council form of City Government.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Jones introduced:

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

THIRD READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Matthaei
Bangert	Fredrickson	Murphy
Bonzer	Greene	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Regeth
Brunsdale	Indergaard	Simonson
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Lynch	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Miklethun	Olson	Porter

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Miller	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

Senate Bill No. 5 A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Miller	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

Senator Erickson of Kidder asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson of Kidder moved that Senate Bill No. 6 be held until Tuesday, January 31.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 29 be amended where the word "unexpected" appears in the title, it be changed to read "unexpended."

Which motion prevailed.

Senator Fine moved that the rules be suspended and the Bill be considered properly engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bangert	Fredrickson	Olson
Bonzer	Greene	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan

Those voting in the negative were:

Messrs.	Messrs.
Hamilton	Lynch

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Miller	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which Senate Bill No. 29 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton explained his vote as follows, "This department was established in 1917 by the Nonpartisan League; believing that it has done more than any other department of the government in advertising the natural resources and agricultural expansion of the state, also advertising to attract the tourist trade to the scenic and beauty spots of North Dakota, I vote "nay."

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Miller	Wog
Martin	Whitman	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 28, 1933.

Mr. President: I have the honor to return herewith:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

Which the House has indefinitely postponed.

I also transmit:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Brostuen asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Brostuen moved that Senate Bill No. 107 be referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

The President announced that the Senate was on the Fourteenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Fowler asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fowler moved that Senate Resolution A-5 be read from the desk.

Which motion prevailed.

Senator Burkhart moved as a substitute motion that Resolution A-5 be deferred for one Legislative day and printed in the Journal.

Which motion prevailed.

SENATE RESOLUTION A-5

Introduced by Senators Bangert, Cain, Fowler and Lynch.

WHEREAS, Time Magazine in its issue of January 30th, 1933, on page 15 thereof, in connection with its report of the consideration of Concurrent Resolution A-2 introduced by Senator Martin, by the Senate of the State of North Dakota, makes the following statement viz:—

“North Dakota’s 48 State Senators meeting in a Bismarck auditorium rose and cheered deaf 83 year old Senator William Martin last week when for the first time since the Civil War secession was publicly proposed in a state Legislature,” and

WHEREAS, Time Magazine holds itself out as a periodical which always adheres strictly to the truth, and

WHEREAS, said aforesaid statement is not true and correct in that 48 State Senators did not arise and cheer but on the contrary upon the substitute motion made "that said Resolution A-2 be printed in the Journal with the language to the effect that the 39 states secede from the Union, and reference to our Flag, be eliminated and that the remainder be printed in the Journal," 24 Senators voted for such substitute motion and 24 Senators against the same and the presiding officer declared the motion lost—as shown upon page 9 of the Journal of the Senate for Tuesday, January 17th, 1933,

NOW THEREFORE BE IT RESOLVED that in order to set forth the truth this resolution be adopted and the Secretary of the Senate is directed to send a copy hereof to Time Magazine.

Senator Greene asked for an extension of time on Senate Bill No. 26.

Which request was granted.

Senator Hamilton asked for an extension of time on the several Bills before the State Affairs Committee.

Which request was granted.

Senator Lynch asked for an extension of time on Senate Concurrent Resolution No. H.

Which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: C. J. Robideau, H. Ellison and F. L. Bowman, LaMoure; Harold Nelson, Rugby; Harold Mueller, Hazen.

Senator Burkhart moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 30, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Smith.

Roll Call: All Senators present except Senator Atkins.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-sixth Day and recommend that the following typographical error be corrected:

On page 13, line 37, correct the spelling of the word, "scenic".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was read from the desk, addressed to the President, O. H. Olson, stating that two gavels, one for the Speaker of the House and one for the President of the Senate, were presented by the pupils of the Benson County Agricultural and Training School, signed by A. F. Felland, principal.

Senator Fowler presented a petition signed by Ed Tietgens, Fargo, and 85 others, urging repeal of all existing prohibition laws in the statutes of this state.

Was referred to the Committee on Temperance.

A petition was presented, signed by C. W. Guss, Van Hook, and 49 others, urging the President and members of the Senate to use their influence and cast their votes to prevent modification or repeal of the present prohibition laws of this state.

Senator Marshall presented a like petition signed by Mrs. A. L. Ditch, Oakes, and 31 others.

A like petition was presented, signed by Mrs. H. L. Lake, Grand Forks, and 83 others.

A like petition was presented signed by John Brusven and 51 others from Barton and Towner.

A like petition was presented signed by Emma Dahl and 33 others from Watford City and Arnegard.

A like petition was presented signed by A. O. Berdahl and 68 others from Walsh County.

A like petition was presented signed by Mrs. H. A. Anderson, Guelph, and 10 others.

Which seven petitions were referred to the Committee on Temperance.

Senator Magnuson presented a petition signed by Will Pyne and 39 other citizens of Bottineau County, urging support of various Senate Bills.

Was referred to the Committee on State Affairs.

A petition was presented signed by A. C. Bjerken, secretary, North Dakota Co-operative Wool Marketing Association, urging legislation to protect livestock from dogs.

Was referred to the Committee on Livestock.

A communication was presented signed by Peter A. Grubb, S. M. Jensen and Gust Edlund, Resolution Committee of the Farmers' Educational and Co-operative Union of America of Cleary and Colville Townships, urging certain legislation.

Was referred to the Committee on Banks and Banking.

Senator Stucke presented a petition, signed by Frank L. Ruble, president, and Nick G. Tsoumpas, secretary, Grand Forks Hotel and Restaurant Men's Association, urging earnest consideration for Senate Bill No. 106.

Was referred to the Committee on Public Health.

Senator Stucke presented six telegrams, signed by the Belmont Cafe, and five other Grand Forks cafes, urging the Senate to pass Senate Bill No. 106.

Which were referred to the Committee on Public Health.

A telegram was presented, signed by M. A. McClurg, president of the Watford City Lions Club, protesting against the passage of Senate Bill No. 113.

Was referred to the Committee on Highways.

Senator Regeth moved that the twenty communications from the Taxpayers' Association of the 48th District, be referred to the proper committees without being read.

Which motion prevailed.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 84. A Bill for an Act for the appointment of an Assistant State's Attorney and a stenographer by the State's Attorney, in counties having a population of over 17,000 and less than 40,000 and the fixing of salaries of such Assistant State's Attorney and stenographer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Resolution A-4. Requiring the Chicago International Exposition Commission to make and file an itemized statement and report.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the word "ten" and insert in lieu thereof the word "five".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

Senator Hamilton moved that the rules be suspended and Senate Resolution No. A-4, as amended, be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

Senator Hamilton moved that Senate Resolution No. A-4, as amended, be placed at the head of the Calendar today.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

Senator Bonzer moved that Senate Bill No. 27 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Brostuen moved that all absent Senators be excused.

Which motion prevailed.

Senator Fowler moved for an amendment to Senate Resolution No. A-5, as follows: In the second line of the third paragraph after the word "that" insert the words "not one of the"; in the same line strike out the language "did not arise and cheer" and insert in lieu thereof "arose and cheered".

Which motion prevailed.

Senator Greene moved the following amendment which was unanimously adopted: After the figures 1933 in paragraph three of Senate Resolution No. A-5 insert the following: "and upon motion of Senator Hamilton that Senate Resolution A-2 be printed in the Journal, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1; and so the motion was carried."

Senator Fowler moved for the adoption of Senate Resolution A-5 as amended, which motion was carried unanimously.

Senator Magnuson requested an extension of time on Senate Bills Nos. 97 and 99.

Which request was granted.

Senator Fine requested an extension of time on Senate Bills Nos. 55 and 56.

Which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whitman (by request) introduced:

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whelan (by request) introduced:

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Matthaehi introduced:

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b13, 189b15, 189b17, 189b20, 189b21, 189b22, 189b25, 189b29, 189b30, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 170, Session Laws of 1931 and repealing Sections 5, 7, and 8 of Chapter 170, Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for and giving notice of priority of Hail Indemnity Tax Liens, and declaring an emergency.

Was read the first and second times and referred to the Committee on Insurance.

Senator Bangert introduced:

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS AND
RESOLUTIONS

Third reading of Senate Resolution No. A-4.

Senator Bangert moved that Senate Resolution No. A-4 be amended to read "five" days instead of "ten" days.

Which motion prevailed.

Senator Watt moved that Senate Resolution No. A-4, as amended, be adopted.

Which motion prevailed.

Senator Brostuen requested that Senate Bill No. 1 be held over for one legislative day.

Which request was granted.

Senator Hamilton moved that Senate Bill No. 78 be laid over for one legislative day.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 30, 1933.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 63.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Fowler moved that the request of the House be granted.

Which motion prevailed, and Senate Bill No. 63 was returned to the House.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. Grace E. Phillips and Mrs. Vera Bowen, Minot; Henry Lutgen, Will Mangin and Ole Hanson, LaMoure; G. A. Troyer, Rugby; H. B. Nelson, Rugby; Raymond Straight, Minot.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-NINTH DAY

Senate Chamber,
Bismarck North Dakota,
January 31, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Slag.

Roll Call: All Senators present except Senators Burkhardt, Matthaai and Simonson.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-eighth Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 31, 1933.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by G. M. Stephens, Kulm, urging the continuation of the State Normal and Industrial School at Ellendale and the Normal School at Mayville.

Was referred to the Committee on Education.

A communication was presented from A. S. Huus, Hatton, urging the making of coffins at the State Prison.

Was referred to the Committee on State Affairs.

A communication was presented from the Leaf Mountain School District No. 18, Columbus, N. Dak., urging legislation on behalf of Rural Schools.

Was referred to the Committee on Education.

Senator Stucke presented a petition signed by L. A. Comstadix and J. J. Bauer of Malcolm township, and 21 others, recommending the passage of certain legislation.

Was referred to the Committee on Education.

Senator Fredrickson presented a petition signed by A. M. Bergstrom, Pekin, and 62 others, favoring separate fund for the Game and Fish Department.

Was referred to the Committee on Game and Fish.

Telegrams were presented from P. O. Sathre and P. B. Garberg, Fargo, favoring Senate Bill No. 47.

Was referred to the Committee on Appropriations.

Petitions were presented opposing the repeal of State Laws on Prohibition, signed by Rev. Lee Paulson, Hillsboro; Chas. Hutchinson, Blanchard and 30 others; Mrs. C. J. Rue, Bismarck, and 43 others; H. E. Dierenfield, Minot, and 19 others; Mrs. Jessie A. Potter, Fargo, and 9 others; W. W. Gunter, pastor, Rock Lake, and 47 others; Geo. L. Acheson, Dale, and 27 others; Mrs. R. S. Enge, Bismarck, and 32 others; T. T. Fugelstad and the majority vote in the 16th district.

Which petitions were referred to the Committee on Temperance.

A communication was presented from Jerry D. Bacon, Grand Forks, urging defeat of Senate Resolution A-2.

Senator Hamilton moved that the communication from Jerry D. Bacon, Grand Forks, be referred to Senator Martin.

Which motion prevailed.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Resolution A-4. A Resolution requiring the Chicago International Exposition to make and file an itemized statement and report.

Also,

Senate Resolution A-5. A Resolution calling the attention of the publishers of Time Magazine to a mis-statement in their issue of January 30.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of section 1 of the printed bill, strike out the word "Commission" and insert in lieu thereof the word "Commissioner".

Strike out all of Section 3 of the printed bill, and insert in lieu thereof the following:

Section 3. To the extent of Federal Funds now available or in case the Federal Government should pass legislation giving one hundred per cent aid to the States for road construction, then the State Highway Commissioner, in his discretion, may resume or partially resume the work of building, constructing and improving State Highways and State Highway projects; or in case any County has voted bonds or has available funds, then the State Highway Commissioner, in his discretion, may permit the construction of roads, State Highways, or State Highway projects, within said County to the extent of such available funds.

Renumber Section 3 of the Printed Bill to read "Section 4".

And when so amended recommend the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 70. A Bill for an Act relating to the foreclosure of real estate mortgages and to the amount of the deficiency judgment, if any, to be entered.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 119. A Bill for an Act to repeal Sections 4799 and 4800 of the Compiled Laws for 1913, relating to the Prohibition to grant to, or use by any person of any free pass, frank or special privilege, and fixing the penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 21. A Bill for an Act making an appropriation to pay salary, clerkhire and general expenses of the Commissioner of Immigration.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill for an Act to amend and re-enact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 11. A Bill for an Act providing a uniform law for the redemption of real property from judgment execution sale, from mortgage foreclosure sale by action and by advertisement, and from the foreclosure of any lien or interest therein and sale thereof by action or advertisement; and providing who may redeem and who are redemptioners; and providing for the payment on and the period for redemption; and providing for the redemption of real estate by redemptioners; and providing for the requisite papers to be entitle to redeem and the notice thereof to the officer or person whom he seeks to redeem from; and the record of redemption, filing and written notice thereof; and providing for the contents and filing of the certificate of redemption; and providing to whom payments shall be made on redemption; and providing who shall be entitled to the possession, rents and profits during the period of redemption; and providing for the protection of mortgagees and lienors in foreclosure sales during the period of redemption; and providing for the protection of mortgagors, redemptioners, and judgment debtors during the period of redemption, and providing when sheriff shall execute deed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 115. A Bill for an Act to amend and reenact Section 7992 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows.

That the figures "7992" in the title of the printed bill be stricken out and the figures "7792" be inserted in lieu thereof; also, that the figures "7992" in line 1, Section 1, of the printed bill be stricken out and the figures "7792" be inserted in lieu thereof.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

Senator Jones moved that Senate Bill No. 139 be re-referred to the Committee on Cities and Municipal Corporations.

Which motion prevailed.

Senator Fredrickson moved that Senate Bill No. 20 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Martin introduced:

Senate Resolution A-6. Urging Congress to pass certain acts, beneficial to Agriculture.

Was referred to the Committee on State Affairs.

FIRST AND SECOND READING OF SENATE BILLS

Senator Trovatten introduced:

Senate Concurrent Resolution No. J. An Act to submit an amendment to Section 173 of the Constitution of the State to the voters for approval.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senator Miklethun introduced:

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Greene (by request) introduced:

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Was read the first and second times and referred to the Committee on Education.

Senator Greene (by request) introduced:

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Was read the first and second times and referred to the Committee on Education.

Senator McDonald introduced:

Senate Bill No. 148. A Bill for an Act to amend and re-enact Section 3756a2 of the 1925 Supplement to the Compiled Laws of 1913 of North Dakota, relating to city zoning districts.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Trout (by request) introduced:

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Was read the first and second times and referred to the Committee on Education.

Senator O. E. Erickson introduced:

Senate Bill No. 150. A Bill for an Act to repeal Section 7692 of the Compiled Laws of North Dakota for the year 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business."

Was read the first and second times and referred to the Committee on Judiciary.

Senators Patten and Greene introduced:

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Was read the first and second times and referred to the Committee on Education.

Senators Patten and Greene introduced:

Senate Bill No. 153. A Bill for an Act to amend and re-enact Section 1610 Compiled Laws 1913, prescribing the course of instruction given in the State Agricultural College, and repealing the item "military tactics".

Was read the first and second times and referred to the Committee on Education.

THIRD READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 28; nays, 20; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Miklethun
Brostuen	Handley	Miller
Burkhart	Indergaard	Olson
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Thorson
Fine	McDonald	Wog
Fredrickson	Magnuson	
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Bangert	Jones	Stucke
Brunsdale	Lynch	Trovatten
Cain	Matthaei	Watt
Eastgate	Murphy	Whelan
Field	Patten	Whitman
Fowler	Plath	

Passed:

Messrs.
Trout

So the bill passed and the title was agreed to.

Senator Atkins moved that Senator Trout be excused from voting on Senate Bill No. 6.

Which motion prevailed.

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Erickson, Kidder

So the bill passed and the title was agreed to.

Senator Brostuen moved that Senate Bill No. 1 be amended as follows: On page 5 of the Journal for January 27, in line 8, insert the figure "13" instead of the figure "10".

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 1, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and repeal-

ing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Those voting in the negative were:

Messrs.

Bangert

Absent and not voting:

Messrs.

Erickson, Kidder

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

Senator Bangert explained his vote as follows: I vote "nay" for the reason I am in favor of Senate Bill No. 61 introduced by Senator Patten which I consider more equitable and just."

Senator Lynch moved that Senate Bill No. 78 be amended as follows: After period, line 65, page 4, printed bill, add the following: "And provided further that the provisions of this act shall not apply to lignite coal or the mining thereof."

Which motion prevailed.

Senator Lynch moved that the rules be suspended and Senate Bill No. 78, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the

leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January 31, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Kamrath	Porter
Burkhart	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Field	Marshall	Trovatten
Fine	Matthaei	Watt
Fredrickson	Miklethun	Whelan
Greene	Miller	Whitman
Gronvold	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Fowler
Eastgate	

Passed:

Messrs.
Jones

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

Senator Cain explained his vote as follows: "I am satisfied that the greater portion of Senate Bill No. 2 is unconstitutional. I realize, however, that there might be a portion of that bill that would be held constitutional and that that small portion might be of some relief to the farmers of this State and for that reason I vote 'aye'."

Senator Fowler explained his vote as follows: "I am of the opinion that Senate Bill No. 2 is unconstitutional and it is so declared by the courts. While I am entirely in sympathy with the purpose that is to be obtained, there is another Bill pending in the Judiciary Committee that I believe will be constitutional for which I intend to vote and therefore I vote 'nay' on this bill."

Senator Lynch explained his vote as follows: "I am voting 'aye' on this bill though I believe, as applying to existing

mortgages, the bill is unconstitutional, and will not help those in need of help at this time."

Senator Martin explained his vote as follows: "I think this must be a good bill. I vote 'aye'."

Senator Bangert explained his vote as follows: "I realize that the act is unconstitutional. At the same time if there is any good in it, I think we are entitled to it and to any assistance that there may be if the emergency clause carries. I shall vote 'aye'."

Senator Bonzer explained his vote as follows: "I believe, like the lawyers, that the bill is unconstitutional but inasmuch as this legislation is enacted perhaps for the people who are in dire need of this, I am voting 'aye'."

Senator Atkins moved that Senator Jones be excused from voting on Senate Bill No. 2.

Which motion prevailed.

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Martin	Patten

So the bill passed and the title was agreed to.

Senator Hamilton moved for an amendment to Senate Bill No. 72 as follows:

In section 2, first line, after the word "public" add the word "construction".

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and Senate Bill No. 72, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senator Watt moved for an amendment to Senate Bill No. 72 by striking out the figures 45c and inserting in lieu thereof the figures 35c.

Which motion was declared lost.

Senator Cain moved that Senator Erickson of Kidder be excused from voting on Senate Bill No. 72.

Which motion prevailed.

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 8; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Murphy
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Watt
Brunsdale	Plath	Whelan
Eastgate	Porter	

Passed:

Messrs.

Erickson, Kidder

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

Senator Hamilton moved that the vote by which Senate Bill No. 72 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Cain moved to amend Senate Bill No. 79 by striking out all of Section One of the printed Bill.

Senator Fowler demanded a Roll Call on the amendment to Senate Bill No. 79, and a Roll Call was granted.

ROLL CALL

The question being on the adoption of the amendment to Senate Bill No. 79, the roll was called and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.

Atkins
Bangert
Bonzer
Brunsdale
Cain
Drew
Eastgate
Field

Messrs.

Fowler
Fredrickson
Gronvold
Lynch
Matthaei
Miller
Murphy
Plath

Messrs.

Porter
Simonson
Tinnes
Trovatten
Watt
Whelan
Whitman

Those voting in the negative were:

Messrs.

Brostuen
Burkhart
Dubay
Erickson, Divide
Erickson, Kidder
Fine
Greene
Hamilton
Handley

Messrs.

Indergaard
Jones
Kamrath
Larson
Lind
Martin
McDonald
Magnuson
Marshall

Messrs.

Miklethun
Olson
Patten
Regeth
Stucke
Trout
Thorson
Wog

So the motion was declared lost.

Senator Erickson, Divide, in explaining his vote read part of a letter received from R. H. Points, Crosby, as follows: "Yesterday I got returns on the 22 hogs, all pure breds, total weight 5,500 lbs. Net return to me, \$61.74. Total expense, \$51.98. In other words the railroad and commission men, etc., in four days time got within \$10.00 of what it took me over a year and a half to produce." I vote aye.

The president announced, the question was upon the final passage of Senate Bill No. 79.

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Brostuen	Jones	Olson
Burkhart	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Greene	Magnuson	Wog
Hamilton	Marshall	
Indergaard	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bangert	Fredrickson	Plath
Bonzer	Gronvold	Porter
Brunsdale	Handley	Simonson
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Eastgate	Miller	Whelan
Field	Murphy	Whitman

So the bill was declared lost.

Senator Watt moved that the vote by which Senate Bill No. 79 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Erickson of Kidder asked for a verification of the Roll Call on Senate Bill No. 79, which was granted.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

The Secretary called the attention of the President to the fact that there was an error in the recording of the Roll Call on Senate Bill 79, and the President announced that the vote should have been 25 ayes; 24 nays; absent and not voting 0, instead of 24 ayes; 25 nays; absent and not voting 0.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Carl Spong, So. St. Paul; I. Steenson, Drayton; J. G. Landrigan, St. Thomas; Mrs. Thomas E. Whelan, St. Thomas; Mrs. Culver Ladd, Bismarck; J. Finagnu, Napoleon; Al N. Nelson, Keene; Mr. and Mrs. Wayne Peterson, Moorhead; T. P. O'Connell, Grand Forks; John Murphy, Reynolds; Reg. Murphy, Reynolds; Mr. and Mrs. E. D. Lum, Wahpeton; Elma Lindgren, Minot; Mabel C. Lindgren, Minot and E. R. Bradley, Grace City.

Senator Fine moved that the Senate do now recess until 1:30 P. M. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 1, 1933.

The Senate convened at 1:30 P. M. pursuant to recess, the President, O. H. Olson, presiding.

The President announced that an error was made by the Secretary in placing the totals in the wrong column on the Roll Call on the passage of Senate Bill No. 79 and therefore he ruled that the Bill did pass.

Senator Tinnes asked consent to return to the Seventh Order of Business.

Which request was granted.

Senator Tinnes moved that the vote by which Senate Bill No. 79 was passed be reconsidered.

Which motion was seconded.

Senator Fine moved as a substitute motion in order to clear the record of the Journal on page 18, that the record be changed so as to show what actually took place, namely: that the vote on Senate Bill No. 79 was 25 ayes; 24 nays; absent and not voting, 0, which the Roll Call shows.

Which motion prevailed.

The President ruled that it was up to Senator Watt whether or not he wanted his clincher motion to stand.

Senator Watt declared the manner by which this error should be corrected was to put it up to a vote of the Senate, thus removing his motion to reconsider.

Senator Thorson moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was seconded.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

Senator Fowler demanded a Roll Call on the motion to adjourn.

Senator Murphy moved for a call of the Senate.

Which motion prevailed.

Roll Call: All Senators present except Senators Miklethun and Porter.

The President announced the Senate was now under the Call of the Senate.

Senator Murphy moved that the Call of the Senate be dispensed with.

Which motion prevailed.

The President announced the Roll Call on the motion to adjourn was in order.

Senator Fowler withdrew his motion for a Roll Call on adjournment.

The motion of Senator Fine to adjourn prevailed.

THIRTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 1, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Slagg.

Roll Call: All Senators present except Senators Miklethun and Porter.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-ninth Day and recommend that the following typographical error be corrected:

On page 14, line 33, correct the spelling of the word "bill."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

January 30, 1933.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporations made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Very truly yours,

WILLIAM LANGER,
Governor.

Senator Tinnes asked consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Tinnes moved to reconsider the vote by which Senate Bill No. 79 was passed.

Which motion was lost.

Senator Cain demanded a Roll Call on the motion of Senator Tinnes.

Senator Cain moved for a call of the Senate.

Which motion was lost.

The President announced the motion for a call of the Senate was in order and a Roll Call was taken.

Roll Call: All Senators present except Senators Miklethun and Porter.

Senator Fine moved that the call of the Senate be dispensed with because of the illness and absence of Senator Miklethun.

Which motion prevailed.

The Chair announced the Senate would proceed to the Roll Call on the motion of Senator Tinnes.

ROLL CALL

The question being on the motion for reconsideration of the vote by which Senate Bill No. 79 was passed, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Simonson
Bangert	Fowler	Tinnes
Bonzer	Fredrickson	Trovatten
Brostuen	Gronvold	Watt
Brunsdale	Lynch	Whelan
Cain	Matthaei	Whitman
Drew	Murphy	
Eastgate	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Lind	Stucke
Fine	Martin	Trout
Greene	McDonald	Thorson
Hamilton	Magnuson	Wog
Handley	Marshall	
Indergaard	Miller	

Absent and not voting:

Messrs.

Miklethun
Porter

So the motion was declared lost.

Senator Martin moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brostuen explained his vote: "Inasmuch as my good friend, the Senator from Grand Forks, has asked to have his vote reconsidered and he might have some good reason for wanting his vote back, I vote aye."

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Thorson presented a telegram signed by Dr. N. J. Brown, opposing Senate Bill No. 129.

Was referred to the Committee on Public Health.

Senator Fredrickson presented a petition, signed by T. J. Knopp, Tolna, and 93 others, urging the repeal of existing prohibition laws.

Was referred to the Committee on Temperance.

A petition was presented, signed by Alfred Ramberg, Tigoga, and 70 others, urging the enactment of a law regulating the fees and mileage charged by physicians.

Was referred to the Committee on State Affairs.

A telegram was presented from Henry Kruze, Bismarck, favoring Senate Bill No. 106.

Was referred to the Committee on Public Health.

A petition was presented, signed by Eliza McCoffey, Bowman, and 11 others, opposing Senate Bill No. 129.

Was referred to the Committee on Public Health.

A petition was presented, signed by Fred Roesler, Lehr, and 33 others, urging the President and members of the Senate to enact certain legislation in regard to receivership of banks.

Was referred to the Committee on Banks and Banking.

A petition was presented, signed by Albert Larson, Kintyre, and 49 others, urging abolishment of state receivership department of closed state banks.

Was referred to the Committee on Banks and Banking.

Petitions were presented, signed by Mrs. A. S. Gunness, Abercrombie, and 62 others; Gladys Babcock, Elliott, and 19 others; Mrs. E. E. Clarke, Ellendale, and 49 others; O. K. Strand, Rolette, and 65 others; Mrs. Hubert Harrington, Fargo, and 38 others; Rev. W. J. Bleaklay, Casselton, and 13 others; Alma M. Swenson, Corinth, and 23 others; Geo. T. Standish, Fargo, and 11 others; Mrs. W. L. Watson, McKenzie, and 12 others; Rev. Theodore C. Torgerson, Ashley, and 30 others; O. M. Kaldor, Secretary Aal Lutheran Church; Mrs. Mae Hanson, Englevale, and 17 others.

Which petitions were referred to the Committee on Temperance.

A communication was presented from A. M. Anderson, Valley City, relative to abolishing the constables of this state.

Was referred to the Committee on State Affairs.

A communication was presented from Mrs. A. A. Peck, Underwood, relative to the Federal Child Labor Law.

Was referred to the Committee on Women's and Childrens' Welfare.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Also,

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 115. A Bill for an Act to amend and reenact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Election and Election Privileges made the following report:

Mr. President: Your Committee on Election and Election Privileges to whom was referred:

Senate Bill No. 88. A Bill for an Act to amend and re-enact Section 951, and to repeal Section 953 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the appointment of Judges and Clerks of Election, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of all penal and other public institutions, maintained in whole or in part by the State of North Dakota (but not by any of its political subdivisions), in any form of work not directly connected with or for the benefit of the penal or other public institution of which said laborer is an inmate, providing for a penalty for the violation hereof and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Thorson introduced:

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Olson introduced:

Senate Bill No. 155. A Bill for an Act repealing Chapter 32a, being Sections 5235a1 to 5235a26 inclusive, Supplement to the Compiled Laws of North Dakota for the year, 1913, relating to the Securities Commission.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Cain introduced:

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Cain introduced:

Senate Bill No. 157. A Bill for an Act relating to the compensation and expenses of all inspectors, field men, appraisers, and collectors in the farm loan department of the Bank of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator McDonald introduced:

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of

Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Was read the first and second times and referred to the Committee on Insurance.

THIRD READING OF SENATE BILLS

Senator Brostuen moved that Senate Bill No. 113 be held over two Legislative days.

Which motion prevailed.

Senator Watt moved that Senate Bill No. 114 be amended as follows: In line 1, Section 3, after the word "shall" strike out the word "be" and insert the words "not exceed \$5,000".

Which motion prevailed.

Senator Watt moved that Senate Bill No. 114 be further amended as follows: Strike out the figures "\$5000" and insert in lieu thereof the figures "\$4000" in line 1, Section 3.

Which motion prevailed.

Senator Watt moved that the Rules be suspended and Senate Bill No. 114, as amended, be considered properly re-engrossed and placed upon Third Reading and Final Passage.

Senator Atkins requested that a separate vote be taken on Senate Bill No. 114 and on the Emergency Clause.

Which request was granted.

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 1; pass, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Field	McDonald	Thorson

Messrs.	Messrs.	Messrs.
Fine	Magnuson	Trovatten
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.
Eastgate
Watt

Absent and not voting:

Messrs.
Miklethun

Passed:

Messrs.
Bonzer

So the bill passed and the title was agreed to.

Senator Cain moved that Senator Bonzer be excused from voting on Senate Bill No. 114.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the Emergency Clause, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fredrickson	Marshall	Whelan
Greene	Matthaei	Wog
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Drew	Magnuson	Whitman
Eastgate	Murphy	
Field	Plath	

Absent and not voting:

Messrs.
Miklethun

So the emergency clause was declared adopted.

Senator Hamilton moved that the vote by which Senate Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Eastgate	Lynch	Trout
Field	McDonald	Trovatten
Fine	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Martin	Thorson
Erickson, Divide	Olson	

Absent and not voting:

Messrs.
Erickson, Kidder
Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 85. A Bill for an Act to amend and reenact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miller	Wog
Fowler	Murphy	
Fredrickson	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Matthaei	Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miller	Wog
Fowler	Murphy	
Fredrickson	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Matthaei	Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Trout
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Those voting in the negative were:

Messrs.
Erickson, Divide
Martin

Absent and not voting:

Messrs.
Jones
Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7992 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.
Jones
Miklethun

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

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Tinnes asked unanimous consent to return to the Eleventh Order of Business.

Which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Tinnes introduced:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Section 4609c2 of the Supplement to the 1913 Compiled Laws of North Dakota relating to public utilities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Whitman asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Whitman moved that the vote by which Senate Bill No. 85 was passed be reconsidered.

Which motion prevailed.

Senator Whitman moved that Senate Bill No. 85 be re-referred to the Committee on Judiciary for further consideration.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Regeth
Brostuen	Handley	Simonson
Burkhart	Indergaard	Stucke
Brunsdale	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miller	
Fredrickson	Olson	

Absent and not voting:

Messrs.	Messrs.
Cain	Miklethun
Jones	Murphy
Lynch	Porter

So the bill was passed and the title agreed to.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Alex D. Hegenston, Minot; A. G. Holmes, St. Paul; H. B. Senn, Rugby; Henry Bernard, Harry Goldberg, Perry Johnson, G. D. Roth, E. F. Berry, Jamestown; Ernest Abel, D. W. Amick, Fred Pietz and Paul Vibe, Streeter; Art Esplend, Mott; J. P. Geese, R. E. Bresner, Jake Strough, Peter Peterson, Tappen; Chas. Oradnik, Petersburg.

Senator Marshall moved that the Senate do now recess until 1:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTIETH DAY AFTER RECESS AND THE
THIRTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 2, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Bangert introduced:

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, relating to the organization of new common school districts.

Was read the first and second times and referred to the Committee on Education.

Senator Brostuen introduced:

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Was read the first and second times and referred to the Committee on Irrigation and Drainage.

Senator Whitman introduced:

Senate Bill No. 162. A Bill for an Act to amend and re-enact Section 3839 of the Compiled Laws of 1913, relating to cities under commission form of government, and declaring an emergency.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Committee on Appropriations introduced:

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Regeth moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 2, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Slag.

Roll Call: All Senators present except Senator Micklethun.

The President announced that a quorum was present.

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

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

On page 4, lines 32 and 33, strike out the words "the motion for reconsideration of the vote."

On page 5, line 9, correct the spelling of the name "Henry" and in line 12 transpose the space between the words "signed" and "by."

On page 11, line 2, correct the spelling of the name "Hamilton."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Greene presented a communication from Hugo A. Riebe, Kensal, relative to highway legislation.

Was referred to the Committee on Highways.

A petition was presented, signed by Tony Swedlund, President, and N. P. Krebbach, Secretary, Velva Chapter I. W. L. A., and 76 others, opposing transfer of funds from the Game and Fish Department.

Was referred to the Committee on Game and Fish.

Senator Lind presented two telegrams from Williston, signed by W. B. Chamberlain and the Triple Three Service Station, favoring transfer of gas tax to Road Fund.

Was referred to the Committee on Highways.

A communication was presented from Joseph Johnson, Secretary of the Pastoral Conference of the North Dakota District of the Norwegian Lutheran Church of America, opposing repeal of Sunday laws.

Was referred to the Committee on State Affairs.

Senator Burkhart presented a communication, signed by Herman Lorenz and two other directors of McKinley Local No. 840, urging a law making it compulsory to teach the subject, "Co-operation," in common public and state schools.

Was referred to the Committee on Education.

A communication was presented, signed by Sheriff D. S. McIlwain, Wahpeton, opposing Senate Bills Nos. 64 and 30.

Senator Field moved that this lengthy communication be referred to the Committee on State Affairs without being read.

Which motion prevailed.

Senator Martin presented a letter written by him in answer to a communication received from Jerry D. Bacon, Grand Forks, which was read from the desk.

Senator Martin moved the above letter be referred to Senator Whitman, Grand Forks.

Which motion prevailed.

Petitions were presented opposing the repeal of State Laws on Prohibition signed by C. M. Brokow, Fullerton and

39 others; Mrs. J. E. Anderson, President, W. C. T. U., Rugby, and 57 others.

Which petitions were referred to the Committee on Temperance.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

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

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

And find the same properly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 58. A Bill for an Act providing for the forfeiture to counties of real property upon which taxes are de-

linquent; fixing the period of such delinquency, the notice to be given and the method of service; and for proceedings for a sale of such property and the disposition of the proceeds.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 61. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assessments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 62. A Bill for an Act providing for payment of real estate taxes levied and assessed for the year 1932 and all subsequent years, including special assessments and hail insurance and allowing a discount for payment before delinquency; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee thereof, and providing for a penalty therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, after the word "employee," insert "or authorized attendant."

Also in Section 2, line 8, after the word "employee," insert "or authorized attendant."

Also in Section 2, line 14, after the word "employee," insert "or authorized attendant."

Also in Section 2, line 20, after the word "or," strike out the word "servant" and insert "authorized attendant."

Also in Section 2, line 24, after the word "employee," insert "or authorized attendant."

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

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

Senator Lynch moved that the Minority and Majority Reports of the Committee on Insurance on Senate Bill No. 97, be deferred one Legislative day.

Which motion prevailed.

Senator Magnuson moved that the Minority and Majority Reports of the Committee on Insurance on Senate Bill No. 99, be deferred one Legislative day.

Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Page one, Section one, line 3, of printed bill, strike out the figures "\$27,150.00" and insert in lieu thereof the figures "\$20,000.00."

In line 11, strike out the figures "\$2,400.00," and insert in lieu thereof the figures "\$2,000.00."

In line 16, strike out the figures "\$100.00," and insert in lieu thereof the figures "\$250.00."

In line 17, strike out the figures "\$1,200.00," and insert in lieu thereof the figures "\$1,500.00."

Strike out all of line 18.

In line 19, after the word "Rehabilitation," strike out the figures "\$14,000.00," and insert in lieu thereof the figures "\$14,800.00."

In line 21, after the word "total," strike out the figures "\$27,150.00," and insert in lieu thereof the figures "\$20,000.00."

Change line numbers to conform with amendment.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Which the House has passed unchanged.

Also transmit:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

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

Also return:

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Which the House has indefinitely postponed:

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF SELECT COMMITTEES

Senator Bangert presented a Resolution from the Capitol Building Investigating Committee, which Resolution was read.

Senator Fine moved that the Resolution of the Capitol Building Investigation Committee be adopted.

Which motion prevailed.

Senator Fine moved that said Resolution be printed in the Journal.

Which motion prevailed.

Senator Matthaei moved that a roll call be taken on the adoption of the Resolution.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the Resolution presented by Senator Bangert in connection with records of the Capitol Building Investigating Committee, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Miklethun

So the Resolution was adopted.

Senator Hamilton moved that the motion by which this Resolution was to be printed in the Journal be reconsidered, having received information that same is to be printed in the House Journal.

Which motion prevailed.

Senator Dubay moved that the Resolution be not printed in the Journal.

Which motion prevailed.

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

Senator Gronvold requested permission to withdraw Senate Bill No. 116.

Which request was granted.

Senator Hamilton moved that action on Senate Bill No. 98 be deferred for two legislative days.

Which motion prevailed.

Senator Bonzer introduced:

Senate Resolution No. A-7, urging prompt passage of legislation embodying the Tinnes plan, as set forth in the Burtness bills H. R. 20 and H. R. 21.

Was referred to the Committee on State Affairs.

The President announced that the Senate was on the Fourth Order of Business.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The Sixteenth Biennial Report of the Board of Pardons of the State of North Dakota, covering the period from January 1, 1931, to and including December 31, 1932, was presented and the letter of transmittal was read.

Senator Fowler moved that the report be received and placed on file.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Regeth introduced:

Senate Bill No. 164. A Bill for an Act Amending and Re-enacting Sections 1, 2 and 3 of Chapter 136, Session Laws 1931 and Section 995 Compiled Laws 1913, Providing the Method of Voting at General and Primary Elections by Absent Voters.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

THIRD READING OF SENATE BILLS

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.
Miklethun

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Was read the first and second times and referred to the Committee on Public Lands.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to:

Mrs. F. Regeth, Jr., Manning; Elko Palanuck, Belfield; Mrs. C. Scott, Manning; Mrs. J. Moller, Jamestown; Mrs. Newpen, Bismarck; Mrs. A. F. Bonzer; Mrs. Charles Miller; Russ Hatt, Inkster; Dr. G. J. Warner, Bismarck; H. Haraldson, Aneta; Walter Burk, Karl Swanson, Ben Iverson, Williston; H. A. Parker, Sidney, Mont.; A. H. Swenson, Dore; G. H. Knobel, Buchanan; L. L. Trihey, St. Paul; Esther Gerrard, Bismarck; P. T. Talcott, Fargo; John Konovsky, Hillsboro.

Senator Bangert moved that the Senate do now recess until 1:30 p. m. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 3, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

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

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Trout introduced:

Senate Bill No. 165. A Bill for an Act amending and

re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Was read the first and second times and referred to the Committee on State Affairs.

Senator McDonald introduced:

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Was read the first and second times and referred to the Committee on State Affairs.

The Committee on Appropriations introduced:

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Martin (by request) introduced:

Senate Bill No. 168. A Bill for an Act to amend and re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the year 1919, known as the Workmen's Compensation Act, relating to review and appeals from decisions of the Workmen's Compensation Bureau; and providing for the repeal of all acts and parts of acts in conflict herewith, and making the same an emergency measure.

Was read the first and second times and referred to the Committee on Insurance.

Senator Tinnes asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Tinnes moved that Senate Resolution No. A-7 be printed in the Journal.

Which motion prevailed.

SENATE RESOLUTION No. A-7

Introduced by Senator Bonzer

A Resolution memorializing the Congress of the United States in the interest of a speedy return of the commodity price level to the stage at which the bulk of existing debts were incurred, and its permanent stabilization at that stage, which object, in our judgment, can best be attained by prompt passage of legislation embodying the Tinnes plan to stabilize the buying power of money as set forth in the Burness bills H. R. 20 and H. R. 21.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA THAT:

WHEREAS, since the beginning of the present depression in July, 1929, the average of commodity prices, as shown by Government price statistics, has fallen more than 38 percent, causing an increase of 58 percent in the average buying power of money and a corresponding increase in the already unbearable burden of debts which, in justice, ought to be paid in dollars of the same buying power as the dollar borrowed, and

WHEREAS, the instability of the buying power of our virtually unstandardized dollar wrongs, in turn, every class of our citizens in various ways, among which are the following:

It causes maladjustment of individual commodity prices, thereby throwing supply and demand out of balance; it causes business uncertainty which imperils enterprise; it distorts all credit and industrial contracts and renders unreliable all official and unofficial statistics written in terms of money. Debtors, employees, merchants, and producers are wronged by every decline of the commodity price level; and creditors, wage earners, people on fixed incomes, and consumers, as such, by every price level decline. Every depression greatly injures not only all producers of raw materials, dealers in merchandise, and owners of real estate, but directly and indirectly all classes of our population. Bloating of the dollar's buying power by price-level depression causes a more general business disturbance and greater economic distress than does the lessening of its buying power by a general price advance. Though both are evils, inflation of the dollar is a greater evil than is a corresponding inflation of prices. If proof of this were needed, it could readily be found in the appalling number of bank, business, and farm failures since 1920, as compared with the few that occurred during the price inflation 1915 to 1920. If proof of the equally serious, though less obvious effects of a more prolonged and general price slump were needed, it could readily be found in the economic and political history of the two decades prior to 1897 as compared with the two decades following. Our vast war debt and a large part of the existing state, municipal and private debts were incurred on a price level far higher than the present. The burden of those debts, therefore, was increased by the price slump of 1921 and further increased by the present depression which started in July, 1929, and

WHEREAS, eminent students of the financial and economic situation now fear a great prolongation of the present depression,

THEREFORE, BE IT RESOLVED, by the Senate of the State of North Dakota that our Senators and Representatives in Congress be and are hereby petitioned and urged to use their best efforts to promote the prompt passage by Congress of legislation embodying the Tinnes plan to raise and stabilize the commodity price level as set forth in the Burtness bills H. R. 20 and 21 of the present Congress.

BE IT FURTHER RESOLVED, that the Secretary of State be and is hereby directed to mail one or more copies of this

Resolution to each of the North Dakota Senators and Representatives in Congress with the request that it be brought to the attention of the President and Vice-President of the United States and of the Speaker of the House of Representatives of the United States and given publicity by publication in the Congressional Record.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 3, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Slag.

Roll Call: All Senators present except Senator Miklethun.

The President announced that a quorum was present.

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

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

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was presented from Newton D. Baker, Chairman, National Citizens' Committee, with memorandum attached on the necessity of state relief appropriations.

Was referred to the Committee on State Affairs.

Senator Drew presented a petition signed by E. D. Harder, Devils Lake, and 250 others, opposing transfer of funds from the Game and Fish Department.

Was referred to the Committee on Game and Fish.

Senator Magnuson presented a communication opposing diversion of gasoline tax funds, signed by Ole Colbornson.

Was referred to the Committee on Highways.

Senator Bangert presented a petition, signed by L. M. Gulden, Englevale, urging reconsideration of the bee inspection bill.

Was referred to the Committee on Appropriations.

A communication was presented, signed by S. D. Hargrave, Chairman, Legislative Committee, Oscar Swanson and H. O. Rice, members, Legislative Committee, opposing any change in the Primary Election Law.

Was referred to the Committee on Elections and Election Privileges.

Senator Lind presented telegrams signed by R. F. Wherland and C. C. Merry, Williston, opposing diversion of gasoline tax from highway fund.

Were referred to the Committee on Highways.

Senator Cain presented a petition, signed by T. H. Zech, Richardton, and 33 others, favoring the proposed Truck and Bus Bill.

Was referred to the Committee on Highways.

Senator Bonzer presented a petition, signed by Paul Rudolph and 37 others, opposing a raise in the fee paid by cream stations.

Was referred to the Committee on Livestock.

Communications were presented from S. V. Anderson and W. B. Bascern, Valley City, opposing Senate Bill No. 28.

Were referred to the Committee on Education.

Communications were presented from U. S. Senators Lynn J. Frazier and Gerald P. Nye, acknowledging receipt of Senate Resolution A-3 in regard to barberry eradication.

Were referred to the Committee on State Affairs.

Senator Marshall presented a petition, signed by G. Pflugrath, and 46 others, favoring retention of the School Tuition Fees.

Was referred to the Committee on Education.

Senator Erickson presented a telegram opposing the Basic Science Bill, signed by Dr. John W. Payne, Crosby.

Was referred to the Committee on State Affairs.

A petition was presented from Frank C. Kotasko, Democratic Precinct Committee, Pisek, N. Dak., and 94 others, favoring repeal of all Prohibition Laws.

Was referred to the Committee on Temperance.

Petitions were presented urging prevention of repeal of the existing Prohibition Laws of the State, signed by H. Mar, Keene, and 36 others; J. T. Hogle, Fargo, and two others; Howard Gargreave, Michigan, and 19 others; Mrs. John Pehrson, Alamo; Mrs. J. W. Scott, Gilby, and 30 others.

Which petitions were referred to the Committee on Temperance.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Which the House has amended.

I also transmit:

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Also,

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

And find the same correctly engrossed.

Also,

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also,

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

And find the same properly enrolled.

TOM WHELAN,
Chairman.

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

Senator Lynch moved that Senate Bills Nos. 97 and 99 be re-referred to the Committee on Insurance.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 28. A Bill for an Act prohibiting all persons actively engaged in ministerial work from teaching in the public schools of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. MARSHALL,
Chairman.

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

Senator Matthaei moved that the resignation of Fanny Larson heretofore employed as Committee Clerk, be accepted.

February 3, 1933.

To the Employment Committee of the Senate:

Please accept my resignation as Committee Clerk.

FANNY LARSON.

Which resignation was accepted.

Senator Matthaei moved the election of Mabel C. Lindgren as unassigned Committee Clerk to fill the vacancy caused by the resignation of Fanny Larson.

ROLL CALL

The question being on the election of Mabel C. Lindgren as an unassigned Committee Clerk, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 1; pass, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miller	Whitman
Fowler	Murphy	Wog
Fredrickson	Olson	

Those voting in the negative were:

Messrs.
Bonzer
McDonald

Absent and not voting:

Messrs.

Miklethun

Passed:

Messrs.

Gronvold

Messrs.

Jones

So Mabel C. Lindgren was declared duly elected as an unassigned Committee Clerk.

Senator McDonald explained his vote as follows: "I am opposed to married women working for the State of North Dakota and therefore I vote 'nay'."

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

Senator Marshall asked the unanimous consent of the Senate to recall from the House Senate Bill No. 54.

Which request was granted.

Senator Hamilton, with consent of the author of Senate Bill No. 122, referred to the Committee on State Affairs, asked unanimous consent to have said Bill withdrawn from both the Senate and the Committee on State Affairs and be returned to the author.

Which request was granted.

Senator Cain, at the request of the Committee on Committees and with the consent of Senator Murphy, moved that Senator Fowler be placed on the Committee on Tax and Tax Laws.

Which motion prevailed.

Senator Fowler moved that the further consideration of Senate Bill No. 60, as amended by the House, be deferred for one Legislative Day.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senators Jones and Burkhart introduced:

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any,

by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Marshall introduced:

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Bonzer and Bangert introduced:

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Miklethun introduced:

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Whitman introduced:

Senate Bill No. 173. A Bill for an Act for the removal and conveyance of non-resident poor persons to their place of residence.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Jones introduced:

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913.

Was read the first and second times and referred to the Committee on State Affairs.

Senators Magnuson and Lynch introduced:

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Was read the first and second times and referred to the Committee on Insurance.

THIRD READING OF SENATE BILLS

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Brostuen	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Jones	Regeth
Drew	Larson	Stucke
Erickson, Divide	Lind	Trout
Eastgate	Lynch	Trovatten
Field	McDonald	Watt
Fine	Magnuson	Whelan
Fowler	Matthaei	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Fredrickson	Patten
Bonzer	Kamrath	Tinnes
Dubay	Martin	Thorson
Erickson, Kidder	Marshall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Miklethun	Simonson

So the bill passed and the title was agreed to.

Senator Indergaard moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 58. A Bill for an Act providing for the forfeiture to counties of real property upon which taxes are de-

linquent; fixing the period of such delinquency, the notice to be given and the method of service; and for proceedings for a sale of such property and the disposition of the proceeds.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Greene	Marshall
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fredrickson	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bangert	Indergaard	Porter
Brunsdale	Jones	Simonson
Cain	Kamrath	Trovatten
Drew	Lynch	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fowler	Murphy	

Absent and not voting:

Messrs.
Miklethun
Tinnes

So the bill was declared lost.

Senator Fowler moved that the vote by which Senate Bill No. 58 was lost be reconsidered and the motion to reconsider be laid on the table.

Senator Brostuen demanded a roll call on the motion by Senator Fowler.

ROLL CALL

The question being on the motion by Senator Fowler that the vote by which Senate Bill No. 58 was declared lost be reconsidered and the vote to reconsider be laid on the table.

The roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Brunsdale	Gronvold	Simonson

Messrs.	Messrs.	Messrs.
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Erickson, Kidder	Miller	Whelan
Eastgate	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Marshall
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Stucke
Fine	Lind	Tinnes
Fredrickson	Martin	Trout
Greene	McDonald	Thorson
Hamilton	Magnuson	Wog

Absent and not voting:

Messrs.
Miklethun

So the motion was declared lost.

Senator Cain moved that Senate Bill No. 118 be amended as follows:

Line one, before the word "that," insert the words "Section 1. Amendment.)"

Which motion prevailed.

Senator Cain moved that the rules be suspended and Senate Bill No. 118 as amended be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

Senator Fowler moved that Senate Bill No. 118 be amended on page 5, line 90, of the printed Bill as follows:

Strike out the figures "2029b5," and insert in lieu thereof the figures "2079b5."

Which motion prevailed.

Senator Fowler moved that the rules be suspended, and Senate Bill No. 118, as amended, be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

Senator Lynch moved that further consideration of Senate Bill No. 118, as amended, be deferred one Legislative day.

Which motion prevailed.

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.
Matthaei
Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan

Messrs.	Messrs.	Messrs.
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Olson

Absent and not voting:

Messrs.
Matthaei
Miklethun

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Bert Groom, Fargo; P. F. Hasse, R. E. Biesner, P. G. Peterson, Jake Strough, Tappen; Homer Robinson, Gene Robinson, Dawson; E. H. Conaway, Starkweather; G. Rubelke, Minot; Bertel Jacobson, Minot; Geo. Wolf, Wahpeton; J. W. Grotberg, S. N. Johnsgard, T. A. Wilberg, Valley City; President C. C. Swain, Mayville, and Mrs. H. A. Field, Wahpeton.

Senator Fine moved that the Senate do now recess until 1:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 4, 1933.

The Senate convened at 1:30 P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Seventh Order of Business.

Senator Bangert moved that the vote by which Senate Bill No. 58 was lost be reconsidered.

Which motion prevailed.

Senator Brostuen moved that Senate Bill No. 58 be referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

The President administered the oath of office to Mabel C. Lindgren as an unassigned committee clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senator Tinnes introduced:

Senate Bill No. 176. A Bill for an Act to amend and reenact Subdivisions 1, 2, 3, 4, of Section 7 of Chapter 297 of the Session Laws of 1931, relating to the limitation of tax levies of school districts, and repealing all Acts and parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Wog introduced:

Senate Bill No. 177. A Bill for an Act to amend and reenact Section 1172 Compiled Laws 1913 as amended by Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Was read the first and second times and referred to the Committee on Education.

Senator Miklethun introduced:

Senate Bill No. 178. A Bill for an Act to amend and reenact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 4, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Stewart.

Roll call: All Senators present except Senators Miklethun and Watt.

The President announced that a quorum was present.

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

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

On page 9, line 27, correct the spelling of the word "prevailed."

On page 8, under Roll Call, change the result to read "ayes, 44; nays, 2; absent and not voting, 1; pass, 2," and show Senator Jones passed instead of voting "aye."

On page 12, line 36, change the word "passed" to "lost."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Hamilton moved that the report filed with the Secretary of the Senate by Hon. J. M. Devine, covering expenditures of the Chicago International Exposition Commission, be printed in the Journal.

Which motion prevailed.

FULL AND COMPLETE REPORT OF ALL EXPENDI-
TURES MADE AND ACTION TAKEN BY CHICAGO
INTERNATIONAL EXPOSITION COMMISSION

Amount Appropriated by Twenty-Second Legis- lative Assembly for North Dakota's Exhibit at A CENTURY OF PROGRESS	\$18,000.00
May 26-32—Mr. M. J. Connolly, New England, N. D., expenses on trip from Dickinson to Chicago, with Chicago International Exposition Commission for purpose of selecting and securing reservation of space at A CENTURY OF PROGRESS for North Dakota's Exhibit	135.57
July 18-32—J. E. Chapman, July, 1932 salary (work of directing, collecting and pre- paring Grains and Grasses for use in A CENTURY OF PROGRESS Exhibit)	125.00
Aug. 1-32—H. L. Bailey, Bismarck, N. D., pur- chase 2 gals. preservative for delivery U. S. Northern Great Plains Field Sta., Mandan, N. D., for use in preserving fruits being prepared at said Station for North Dakota Exhibit at A CEN- TURY OF PROGRESS. Amount	12.00
Aug. 1-32—Mr. M. J. Connolly, New England, N. D., trip to Bismarck and return for purpose of attending meeting Chicago In- ternational Exposition Commission	18.76
Aug. 3-32—Morck Mercantile Co., Mandan, N. D., covering purchase of 3 Doz. large jars for use by Federal Field Sta. in prepar- ing fruits for North Dakota Exhibit	4.29
Aug. 4-32—Northern Pacific Ry. Co., Bismarck, covering fgt. on shipment of Tourist Folders for use during A CENTURY OF PROGRESS, N. D. Exhibit	155.38
Aug. 4-32—Wachter Trans. Corp., Bismarck, cart- age, Frgt. labor transporting 30 boxes of Tourist Folders for use by A CEN- TURY OF PROGRESS	23.20

Aug. 12-32—Mrs. Gertrude E. Foley, Medora, N. D. Purchase of five Cedar (Badlands) Boxes for use in N. D. Ex. during A CENTURY OF PROGRESS	16.00
Aug. 15-32—J. E. Chapman, Fargo, N. D., covering car mileage (use of his own) and labor employed, 6/22/32 to 8/5/32, collecting and preparing Grains and Grasses for exhibit purpose at A CENTURY OF PROGRESS	30.08
Aug. 15-32—J. E. Buttree, Valley City, N. D. Expenses connected with field work in locating, selecting and gathering Grain Exhibit for North Dakota for use at A CENTURY OF PROGRESS	69.42
Aug. 25-32—Wilbert Field, Bismarck, N. D. Labor for gathering and preparing Grasses for use in A CENTURY OF PROGRESS	3.50
Sept. 6-32—Bismarck Grocery Co., Bismarck, N. D., covering purchase One Box Assorted Dak O Nite Soap for use in A CENTURY OF PROGRESS	16.21
Sept. 6-32—J. E. Chapman, Fargo, N. D. Labor of assistants in stripping and preparing Grain for exhibit use in A CENTURY OF PROGRESS	15.21
Sept. 24-32—J. E. Chapman, Fargo, N. D. August salary and one-half month's salary in Sept. in his work for the N. D. Ex. for use in A CENTURY OF PROGRESS	187.50
Oct. 26-32—Wilbert Field, Bismarck, N. D. Labor in completing Exhibit work for use in A CENTURY OF PROGRESS	13.00
Oct. 26-32—Wachter Trans. Corp., Bismarck. Frgt. on 16 boxes used in shipment of materials prepared for use in A CENTURY OF PROGRESS	5.00
Oct. 26-32—Northern Pacific Ry. Co., Bismarck. Shipment of 16 Boxes to Fargo, N. D. for proper crating and boxing of Grains & Grasses prepared for Exhibit in A CENTURY OF PROGRESS	11.11
Nov. 2-32—Payment to A CENTURY OF PROGRESS by Chicago International Exposition Commission, for 2,000 sq. ft. of space reserved for North Dakota Ex. Amount	9,000.00

Nov. 21-32—Bismarck Grocery Co. Purchase 1 Doz. large, wide-mouthed Jars (2-qt. size) for use in preservation of Veget- tables for use in Exhibit in A CEN- TURY OF PROGRESS	1.50
Dec. 13-32—Northern Pacific Ry. Co. Freight on Grain shipment to Fargo for N. D. Ex. to be used in A CENTURY OF PROG- RESS	3.64
Dec. 23-32—The Bismarck Tribune, Bismarck, N. D. covering payment on 40,000 Agri. & Industrial Pamphlets for use at A CENTURY OF PROGRESS	750.00
Nov. 26-32—The Kenyon Company, Inc., Des Moines, Iowa. 25,000 Tourist Folders with Highway Map, for use in A CEN- TURY OF PROGRESS	3,000.00
Grand Total Expenditures	<u>\$13,633.16</u>
Balance on hand in Fund	\$ 4,366.84

A petition was presented, signed by John G. Baxter, Larimore and 109 others opposing diversion of Game and Fish Funds.

Was referred to the Committee on Game and Fish.

A communication was presented from T. L. Eslick, Secretary Belfield Business Men's Association, Belfield protesting against passage of Senate Bill No. 113.

Was referred to the Committee on Highways.

A communication was presented from John S. Wieland, Master Farmer of Barnes Co., urging support of proposed Bee Bill.

Was referred to the Committee on Livestock.

A petition was presented, signed by Anton Scheer, Balta and 37 others urging repeal of Prohibition Laws now existing.

Was referred to the Committee on Temperance.

A communication was presented, signed by A. C. Bjerken, Secretary of North Dakota Co-operative Marketing Association, commending County Agent work.

Was referred to the Committee on State Affairs.

Senator Lind presented a telegram signed by Russell Transfer Co., Williston, opposing diversion of any gas tax funds.

Was referred to the Committee on Highways.

A similar petition was presented, signed by J. H. Batty, Williston.

Was referred to the Committee on Highways.

A petition was presented, signed by Walter E. Sahr, Jamestown, and 28 others urging defeat of Senate Bills Nos. 108, 109 and 110.

Was referred to the Committee on State Affairs.

A petition was presented, signed by Edna Burns, Bartlett, and 18 others opposing Senate Bill No. 67.

Was referred to the Committee on Highways.

A petition was presented, signed by O. J. Flagstad, pastor and the Secretary of Zion Lutheran Church, Hillsboro, opposing repeal of prohibition laws and Senate Bills Nos. 108, 109 and 110.

Was referred to the Committee on State Affairs.

A like petition was presented from Mrs. Elias Porter, President W. C. T. U., Calvin.

Was referred to the Committee on State Affairs.

Petitions were presented urging prevention of repeal of existing Prohibition Laws of the State, signed by T. F. Emerson, Bartlett, and 19 others; A. C. Stimm, Minot, and 56 others; Mrs. George R. Ceass, Calvin, and 12 others.

Was referred to the Committee on Temperance.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 4, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Also

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Which the Speaker has signed.

Also return:

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Which the House has passed unchanged.

Also transmit:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Also

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Also

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

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

Also return:

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chap-

ter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

And find same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Have had the same under consideration and recommend that the same be amended as follows:

Section 3, page 4, of the printed Bill, line 14, after the word "general" insert the words "as applied to dentistry". In line 15 after the word "drugs" insert the words "as applied to dentistry". In line 20 after the word "general" insert the words "as applied to dentistry."

Section 6. After the word "certificate", page 12, line 17, strike out the balance of the section and insert in lieu thereof

the following: "In case said registered dentist does not pay the renewal fee with penalty within the twenty day period as heretofore provided, his license to practice dentistry in North Dakota may be revoked by the board, and the board, in its discretion may institute proceedings as provided for in Section 514 of the 1925 Supplement to the Compiled Laws of 1913; provided however, that any practitioner of dentistry who has been duly licensed to practice dentistry in this state by the Board of Dental Examiners and who has changed his residence to some other state or country and who is subject to revocation or suspension of license by reason of his failure to pay the annual fee as heretofore required, may be reinstated, his suspension revoked and his annual certificate renewed by paying to the Secretary-Treasurer of the Board the amount of such fee, not to exceed six dollars, (\$6.00). All certificates and renewals thereof shall be prima facie evidence of the right of the holder to practice dentistry in this state during the period for which they are issued. Any person receiving such certificate and the renewal thereof shall display the same conspicuously in his place of business. The fee of the board for issuing a duplicate certificate shall be one dollar (\$1.00). All fees provided for in this section may at the discretion of the board be collected in a civil action."

And when so amended recommend the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 64. A Bill for an Act making the sheriffs of the various counties the transportation officers for all prisoners to be transported to the State Penitentiary and defectives and delinquents to the various corrective institutions of the state; providing the rate of mileage therefor; providing when said persons shall be so transported; and providing for additional help in emergency cases; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 65. A Bill for an Act repealing Sections 3526 A-1, 3526 A-2, 3526 A-3, 3526 A-4, of the Supplement to the Laws of North Dakota for 1913, relating to the State Transportation Officer, and providing an emergency clause therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. "F". BE IT RESOLVED by the Senate of the State of North Dakota; the House of Representatives concurring, that the following amendment to Section 103 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified electors of the State, for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota. That Section 103 of the Constitution of the State of North Dakota be, and the same hereby is, amended to read as follows:

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. "G". BE IT RESOLVED by the Senate of the State of North Dakota the House of Representatives concurring, that the following Amendment to Article 33 of the Amendments to the Constitution of the State of North Dakota be agreed to and submitted to the qualified electors of the State for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota; That Amendment entitled Article 33 of the Constitution of the State of North Dakota be, and the same hereby is, amended to read as follows:

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Have had the same under consideration and recommend that the same be amended as follows:

In line 10 on page 1 of the printed bill after the word "sufficient" strike out the following language "to pay the amount so adjudged to be due, and costs of sale," and insert in lieu thereof the following: "in full and complete satisfaction thereof,".

On page 2, line, 17 change the word "years" to "year"; and on page 2, line 21, after the word "judgment" add a period and strike out the balance of the paragraph.

On page 2, line 1, Section 2, after the figure "2" insert the word "Repeal".

On page 2, line 1, Section 3, after the figure "3" insert the word "Emergency".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee, on Judiciary to whom was referred:

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 124. A Bill for an Act to provide and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the original bill before the word "an" in line 1, insert the word "for"—also in line 1 of the title strike out the word "provide" in lieu thereof insert the word "amend"—also after the words "Section 1" insert the word "amendment"—also in Section 17 after the words "Section 17" strike out the word "amendment".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill before the word "an" prefix the word "for".

In Section 1 after the words "Section 1" insert the word "amendment"; also in Section 1, line 3 after the word "re-enacted" insert the words "to read"; also in Section 37 of the original bill in line 13 after the word "disclosed" strike out the word "and" and insert the words "provided, however, that"; also in Section 37, line 16 after the word "district" insert the words "or to any other federal agency".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill before the word "an" prefix the word "for". In Section 1 of the original bill after the words "Section 1" insert the word "amendment"; also in Section 1, Line 3 after the word "re-enacted" insert the words "to read".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 127. A Bill for an Act to provide and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend the same be amended as follows:

In the title of the bill before the word "an" prefix the

word "for". Also in the title of the bill in line 1 strike out the word "provide" and insert in lieu thereof the word "amend"; in Section 1 of the original bill after the words "Section 1" strike out the word "that" and insert the word "amendment"; also in Sub-division 8, line 1 strike out the word "amendment".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 128. A Bill for an Act to provide and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the original bill before the word "an" in line 1 prefix the word "for"; also in line 1 of the title strike out the word "provide" and insert in lieu thereof the word "amend"; also in Section 1 after the words "Section 1" strike out the word "that" and insert the word "amendment"; also in Section 19, line 1 after the words "Section 19" strike out the word "amendment".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 26. A Bill for an Act to amend Chapter 227 of the Session Laws of North Dakota for 1931 amending Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927, providing for the Regulation of storage and delivery charges of public warehousemen and providing for the form of receipt to be issued by such warehousemen.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. E. GREENE,
Chairman.

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

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

Senator Marshall moved that Senate Bill No. 54 be referred to the Committee on Judiciary.

Which motion prevailed.

The President announced that the Senate would return to the Fifth Order of Business.

The Senate considered the House Amendment to Senate Bill No. 60.

Senator Brostuen moved that the Senate do concur in the House Amendment of Senate Bill No. 60.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Murphy
Brostuen	Fredrickson	Olson
Brunsdale	Gronvold	Porter
Cain	Kamrath	Regeth
Drew	Larson	Thorson
Erickson, Divide	Lind	Trovatten
Erickson, Kidder	Magnuson	Wog
Eastgate		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Bonzer	Indergaard	Plath

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Simonson
Dubay	Lynch	Stucke
Fine	Martin	Trout
Fowler	McDonald	Whelan
Greene	Marshall	Whitman
Hamilton	Miller	

Absent and not voting:

Messrs.	Messrs.
Matthaei	Tinnes
Miklethun	Watt

So the bill as amended, was declared lost.

Senator Fine moved that the Senate reconsider the vote by which Senate Bill No. 60 was lost.

Which motion prevailed.

Senator Brostuen moved that the Senate do not concur in the House Amendment to Senate Bill No. 60 and that a Conference Committee be appointed.

Which motion prevailed.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Also,

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Were delivered to the Governor for his approval at the hour of 2:30 o'clock, February 4, 1933.

TOM WHELAN,
Chairman.

FIRST AND SECOND READING OF SENATE BILLS

Senator Burkhardt introduced:

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Was read the first and second times and referred to the Committee on Education.

Senator Jones introduced:

Senate Bill No. 180. A Bill for an Act to amend Section 1 of Chapter 110 of the Session Laws of 1927, entitled: "An Act to amend and re-enact Section 5031 of the Compiled Laws of North Dakota for 1913, relating to limit of property that may be acquired by Fraternal Corporations."

Was read the first and second times and referred to the Committee on State Affairs.

Senator Stucke introduced:

Senate Bill No. 181. A Bill for an Act to amend and re-enact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Stucke introduced:

Senate Bill No. 182. A Bill for an Act to amend and re-enact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Was read the first and second times and referred to the Committee on Judiciary.

Senator O. E. Erickson introduced:

Senate Bill No. 183. A Bill for an Act to amend and re-enact Section 2212 of the 1925 Supplement to the Compiled Laws of 1913 of the State of North Dakota, as amended by Chapter 121 of the Laws of 1931, relating to the duties of the county auditor and the register of deeds, and require-

ments of the transfer of real property as to taxes, deeds, and other instruments of conveyance, and declaring an emergency exists.

Was read the first and second times and referred to the Committee on Judiciary.

Senator O. E. Erickson introduced:

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Miklethun	Watt

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

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Regeth
Burkhart	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Brunsdale	Hamilton	Plath
Cain	Jones	Porter
Erickson, Kidder	Lynch	Whelan
Eastgate	McDonald	Whitman
Fowler	Miller	

Absent and not voting:

Messrs.
Miklethun
Watt

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

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR.

Courtesies of the floor were extended to:

A. C. Pagenkoff, Pete Baseflug and W. E. Quinlan, Dickinson; Henry Leum, Ingvald Leum, Mayville; Charles Boise, Mrs. Charles Boise, Miss Laura Sanderson, Miss Rita Murphy, Bismarck; Emil Smith, Carrington; Miss Coghlan, St. John; Miss Eva Stoughton, Minneapolis; L. C. Stearns, R. J. Coughlin and J. C. Lowe, Minot.

Senator Fine moved that the Senate do now recess until 1:30 p. m. Monday.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 6, 1933.

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

The President announced the appointment of Senators Borstuen, Lynch and Patten on the Conference Committee to confer with a like committee from the House on the House amendment to Senate Bill No. 60.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Burkhart introduced:

Senate Bill No. 185. A Bill for an Act to amend and re-enact Article 2-a of Chapter 21; being Sections 1866A1 to 1866A7, inclusive, of the supplement to the 1913 Compiled Laws of North Dakota, relating to the Northwest Agricultural Livestock and Fair Association.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Wog introduced:

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Olson introduced .

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Olson introduced:

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Olson introduced:

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senators McDonald and Jones introduced:

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Was read the first and second times and referred to the Committee on Public Health.

Senators McDonald and Jones introduced:

Senate Bill No. 191. A Bill for an Act to prohibit barbering on Sunday, and providing a penalty therefor.

Was read the first and second times and referred to the Committee on Public Health.

Senators McDonald and Jones introduced:

Senate Bill No. 192. A Bill for an Act to require barber shops to have an adequate supply of water for sanitary purposes, and providing a penalty for failure to do so.

Was read the first and second times and referred to the Committee on Public Health.

Senators McDonald and Jones introduced:

Senate Bill No. 193. A Bill for an Act to amend and re-enact Section 18 of Chapter 101 of the Session Laws of North Dakota for 1927, as amended by Chapter 98 of the Session Laws of North Dakota for 1931.

Was read the first and second times and referred to the Committee on Public Health.

Senator Magnuson introduced:

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson introduced:

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 6, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Stewart.

Roll Call: All Senators present except Senators Hamilton, Larson, Matthaui and Miklethun.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-second Day After Recess and Thirty-third Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Olson presented a communication signed by Hansen Evesmith, Fargo, commending the bill to abolish the securities commission.

Senator Olson moved this communication be referred to the Committee on State Affairs.

Which motion prevailed.

A communication was presented from the Resolutions Committee, Fargo Chapter No. 1, Disabled Veterans of the World War, concerning endorsement of the office of Veterans' Service Commissioner.

Was referred to the Committee on Appropriations.

Senator Trout presented a petition from the P. T. A. of Eden Valley School District No. 1 relative to certain proposed legislation.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented signed by Earl E. James, Heaton, and 15 others, opposing House Bill No. 67.

Was referred to the Committee on State Affairs.

A petition was presented, signed by Paul R. Swanson, Heaton, and 13 others, urging the enactment of a dog tax law.

Was referred to the Committee on Livestock.

A petition was presented signed by John Duncan, Calvin, and 39 others, opposing compulsory hail insurance laws.

Was referred to the Committee on Insurance.

Senator Brunsdale presented a petition signed by Andrew Ostlie, Hatton, and 358 others, urging legislation regarding trucks.

Was referred to the Committee on Highways.

Petitions were presented urging prevention of modification or repeal of present prohibition laws of this state, signed by Belle W. Baldwin, Oberon, and 35 others; Chr. Wuflestad, Cooperstown, and 13 others.

Which petitions were referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic

corporations of the date of expiration of period of duration of their corporate existence.

And find the same correctly enrolled.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

And find the same properly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

Senator Olson moved that all absent Senators be excused.

Which motion prevailed.

Senator Drew requested an extension of time on Senate Bill No. 93.

Which request was granted.

INTRODUCTION OF BILLS, RESOLUTIONS AND
MEMORIALS

Senators Stucke and Regeth introduced:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Was referred to the Committee on Highways.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, N. D.,
February 6, 1933.

Mr. President: I have the honor to transmit herewith

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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

Also transmit:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

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

Also return:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Which the House has amended.

Also,

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Which the House has passed unchanged.

Also,

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

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

FIRST AND SECOND READING OF SENATE BILLS

Senate Magnuson introduced:

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Marshall introduced:

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Stucke introduced:

Senate Bill No. 198. A Bill for an Act to amend and re-enact Section 2, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, State Seed Commissioner and his agents and employees, investing his and their appointment in the president of the North Dakota Agricultural College, subject to approval of the Board of Administration, and to declare an emergency.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Stucke introduced:

Senate Bill No. 199. A Bill for an Act to amend and re-enact Section 1, Chapter 258, of the Session Laws of

the State of North Dakota for the year 1931, State Seed Department, transferring the department and equipment thereof to the North Dakota Agricultural College and establishing the State Seed Department with its headquarters at the North Dakota Agricultural College, Fargo, North Dakota, as a part of the North Dakota Agricultural College, and declaring an emergency.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Stucke introduced:

Senate Bill No. 200. A Bill for an Act to amend and re-enact Section 5, Chapter 258 of the Session Laws of the State of North Dakota for the year 1931, Official Laboratories, directing the President of the North Dakota Agricultural College to provide laboratories and offices for the proper execution of the work of the State Seed Department, and declaring an emergency.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Stucke introduced:

Senate Bill No. 201. A Bill for an Act to amend and re-enact Section 15, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, Cooperative Functions, that the North Dakota Crop Improvement Association shall be designated an official cooperating agency with authority to confer and advise with the President of the North Dakota Agricultural College and the State Seed Commissioner, and to designate other cooperating agencies; and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Agriculture.

Senator Miller introduced:

Senate Bill No. 202. A Bill for an Act amending and re-enacting Section 3173, Compiled Laws 1913, to provide the qualifications of a newspaper entitled to publish any legal notice or any matter required to be printed in some newspaper of the State, and declaring an emergency.

Was read the first and second times and referred to the Committee on Public Printing.

Senator Fredrickson introduced:

Senate Bill No. 203. A Bill for an Act making all taxes and special assessments on real property, on which insured buildings or other improvements are located, a first lien on the proceeds of such insurance in case of loss, requiring insurance companies to pay said taxes out of said proceeds when loss is sustained, providing for col-

lection of such taxes from insurance companies failing to comply with the provisions hereof, and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Insurance.

Senator Indergaard introduced:

Senate Bill No. 204. A Bill for an Act making an appropriation for the state-wide valuation by the Board of Railroad Commissioners, of the property of public utilities subject to the provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq., of the 1925 Supplement to the 1913 Compiled Laws) provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); providing for the payment of the costs and expenses of such valuations by the several public utilities; providing for a revolving appropriation for the use of the board of Railroad Commissioners in the making of such valuations; and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Bonzer introduced:

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices.

Was read the first and second times and referred to the Committee on Public Printing.

Senator Tinnes (by request) introduced:

Senate Bill No. 206. A Bill for an Act to amend and re-enact Chapter 139 of the Session Laws of North Dakota for the year 1919; being an act providing for the levying of tax by County Commissioners, upon being petitioned, for the purpose of creating fund for the extermination of grasshoppers; and providing for the administration of such law by the County Commissioners, designating their duties and the duties of owners, renters and lessees of land with respect thereto, and prescribing penalty for violation thereof.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Bangert introduced:

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Thorson introduced:

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Game and Fish.

Senator Thorson introduced:

Senate Bill No. 209. A Bill for an Act to repeal Section 2, Chapter 150, Session Laws of the State of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Game and Fish.

Senators Tinnes and McDonald (by request) introduced:

Senate Bill No. 210. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Session Laws of 1929, authorizing the voters to make an excess tax levy and repealing all Acts and parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senators Fine and Fredrickson introduced:

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Company.

Was referred to the Committee on State Affairs.

Senator Erickson of Kidder asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson of Kidder moved that the vote by which the emergency clause to Senate Bill No. 113 was lost be reconsidered and a separate roll call taken.

Which motion prevailed.

Senator Bonzer moved for a call of the Senate.

Which motion prevailed.

Roll Call: All Senators present except Senators Hamilton, Larson, Miklethun and Miller.

The President instructed the Sergeant-at-Arms to get the absent Senators.

Senator Fine moved that Senator Miklethun be not brought to the Senate Chamber because of illness.

Which motion prevailed.

Senator Erickson of Kidder announced that Senator Hamilton had gone to Minot and was undoubtedly unable to return on account of blocked roads.

The same was the report on Senator Larson.

The Sergeant-at-Arms brought Senator Miller into the Senate Chamber.

Senator Bonzer moved that the call of the Senate be dispensed with.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the emergency clause of Senate Bill No. 113, the roll was called and there were ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Matthaei
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Drew	Kamrath	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Watt
Brunsdale	Murphy	Whelan
Cain	Plath	Whitman
Eastgate	Porter	
Fowler	Trovatten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Larson	Miklethun

So the emergency clause was declared carried.

Senator Fine moved that the vote by which the emergency clause on Senate Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF SENATE BILLS AND RESOLUTIONS

Senator McDonald moved that Senate Bill No. 98 be amended, said amendment to be read from the desk, printed in the Journal and action deferred two legislative days.

Which motion prevailed.

Strike out everything after the words: "A Bill" and in lieu thereof insert the following: "For an Act prohibiting the use of labor of inmates of the State Penitentiary and of County jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all acts or parts of acts in conflict herewith.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:**

Section 1. It shall be unlawful for the warden or other officer in charge or other employee of the Penitentiary of this state or for the sheriff or his deputy or jailer to permit, authorize or require any inmate of the Penitentiary or of any county jail to engage in any form of labor outside of the Penitentiary or jail of which such laborer is an inmate, whether such labor is to be performed for compensation or free of charge, unless the labor so performed is directly connected with and for the benefit of the institution of which such laborer is an inmate.

Section 2. PENALTY.) Any person violating the provisions of this act, upon conviction, shall be guilty of a misdemeanor and be punished by a fine of \$25.00 or by imprisonment in the county jail for a period of not to exceed 30 days, or by both such fine and imprisonment.

Section 3. REPEAL.) All acts or parts of acts in conflict herewith are repealed."

Section 4. EMERGENCY.) An Emergency is hereby declared to exist, and this Act shall be in force and effect from and after its passage and approval.

Senator Whelan moved that action be deferred for two legislative days on Senate Concurrent Resolutions Nos. F and G.

Which motion prevailed.

Senator Indergaard moved that Senate Bill No. 138 be amended as follows:

Page 1, Section 1 of the printed bill, after the period following the figure one insert the word "amendment".

Page 2, Section 2, after the figure 2 insert the word "amendment". That

Page 3, Section 3, after the period following the figure 3, insert the word "amendment". That

Page 5, Section 4, after the period following the figure 4, insert the word "amendment". That

Page 11, Section 6, after the period following the figure 6, insert the word "amendment". That

Page 10, Section 5, after the period following the figure 5, insert the word "amendment". That

Page 11, line 22, after the comma following the word "statement" insert the word "the" and strike out the word "may" and insert in lieu thereof the word "shall".

Page 13, strike out the figure 8 and insert in lieu thereof the figure 7.

Which motion prevailed.

Senator Drew moved that Senate Bill No. 138 be further amended by placing the word "only" after the word "examination" on line 63, page 7 of the printed bill.

Which motion prevailed.

Senator Indergaard moved that the rules be suspended and Senate Bill No. 138, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Lind	Stucke
Cain	Lynch	Tinnes
Drew	McDonald	Trout
Dubay	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miller	Whelan
Fowler	Murphy	Whitman
Fredrickson	Olson	Wog
Greene		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Erickson, Kidder	Martin

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Larson	Miklethun

So the bill passed and the title was agreed to.

Senator Indergaard moved that the vote by which Senate Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Miller	Whitman
Fowler	Murphy	Wog
Fredrickson	Olson	

Those voting in the negative were:

Messrs.
Bonzer
Matthaei

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Larson	Miklethun

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Bill No. 3 be laid over for one Legislative Day.

Which motion prevailed.

Senator Cain moved that Senate Bill No. 156 be laid over for two Legislative Days.

Which motion prevailed.

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Field	Miller
Bonzer	Fine	Murphy
Burkhart	Fowler	Plath
Brunsdale	Fredrickson	Porter
Cain	Gronvold	Simonson
Drew	Jones	Trovatten
Dubay	Lynch	Watt
Erickson, Divide	McDonald	Whelan
Erickson, Kidder	Magnuson	Whitman
Eastgate	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Lind	Stucke
Brostuen	Martin	Tinnes
Greene	Marshall	Trout
Handley	Olson	Thorson
Indergaard	Patten	Wog
Kamrath	Regeth	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Larson	Miklethun

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

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Olson
Brostuen	Gronvold	Plath

Messrs.	Messrs.	Messrs.
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.
Bonzer	Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Larson	Miklethun
Hamilton	Martin	

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

Senator Fine moved that the title of Senate Bill No. 126 be amended by striking out the word "paragraph" in line one of the printed bill and insert in lieu thereof the word "section". Also a like change to be made in line one, Section One.

Which motion prevailed.

Senator Fine moved that the rules be suspended and Senate Bill No. 126, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Fredrickson	Murphy
Bonzer	Greene	Olson
Brostuen	Gronvold	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth

Messrs.	Messrs.	Messrs.
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miller	Wog

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Larson	Miklethun
Hamilton	Martin	TROUT

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

Senator Fine moved that action on Senate Bill No. 127 be deferred for one Legislative Day.

Which motion prevailed.

Senator Bangert moved as an amendment to Senate Bill No. 128, in line 7 of the printed bill following the word "number" add the words "not less than twenty-five percent (25%)".

Which motion prevailed.

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third time.

Senator Bangert moved that the rules be suspended and Senate Bill No. 128, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bangert	Handley	Porter
Bonzer	Indergaard	Regeth
Burkhart	Jones	Simonson

Brunsdale	Kamrath	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miller	Whitman
Fowler	Murphy	Wog
Fredrickson	Olson	
Greene	Patten	

Those voting in the negative were:

Messrs.

Brostuen

Absent and not voting:

Messrs.

Cain
Hamilton

Messrs.

Larson
Martin

Messrs.

Miklethun

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

Senator Fine moved that five additional days be allowed for the introduction of bills.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

N. S. Shaw, Minot; Peter Zappas, Jamestown; Morton Duffey, R. H. Lynch, Crosby; E. F. Riley, Wahpeton; C. S. Kennedy, Cyrus A. Field, William Hatch, Fergus Falls, Minn.

Senator Fine moved that the Senate do now recess until 1:30 tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 7, 1933.

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

Senator Martin requested that the Senate return to the Seventh Order of Business.

Which request was granted.

Senator Martin moved that Senate Bill No. 3 be laid over two legislative days.

Which motion prevailed.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Bonzer introduced:

Senate Bill No. 211. A Bill for an Act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to limit the length of freight and passenger trains and prescribing a penalty for the violation thereof.

Was read the first and second times and referred to the Committee on Railroads.

Senator Bonzer introduced:

Senate Bill No. 212. A Bill for an Act to amend Section 3, Chapter 169, Session Laws 1919, the same being an act to promote the safety of employees and travelers in the expeditious movement of freight on railroads by compelling common carriers by railroad to properly man such trains; providing penalty and measuring damages for the violation thereof.

Was read the first and second times and referred to the Committee on Railroads.

Senator Bonzer introduced:

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Was read the first and second times and referred to the Committee on Railroads.

Senator Bangert introduced:

Senate Bill No. 214. A Bill for an Act amending and re-enacting in part Section 9, Chapter 69 Session Laws 1919, as amended by Section 9, Chapter 134, Session Laws 1923 (Supp. Compiled Laws 1913, Section 811) to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex-officio capacity as the treasurer of the State Bar Board, disburse the amount paid by members of the Bar of said state as annual license fees.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Bangert (by request) introduced:

Senate Bill No. 215. A Bill for an Act to amend and re-enact Section 8544A12, relating to investigation of claims, hearing and allowance of claims, in connection with estates of deceased persons; and Section 8544A13, relating to the registration of claims against estates of deceased persons, and waiving notice.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fredrickson and Drew introduced:

Senate Bill No. 216. A Bill for an Act to provide for the relief of inmates and former inmates of the state penitentiary, the state training school and any other penal or training institution of the State of North Dakota who suffer or have suffered permanent injury in the course of their employment; giving such inmates or former inmates the benefits of the Workmen's Compensation Act and providing an appropriation therefor.

Was read the first and second times and referred to the Committee on Insurance.

Senators Bonzer and Simonson introduced:

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress

of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senator Greene introduced:

Senate Concurrent Resolution No. N, directing federal and state courts to decline entertaining any mortgage foreclosures unless the mortgagor has abandoned the property or consents to such foreclosure.

Was referred to the Committee on Judiciary.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-SIXTH DAY

Senate Chamber,
Bismarck North Dakota,
February 7, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Stewart.

Roll Call: All Senators present except Senator Hamilton.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-third Day after Recess and Thirty-fifth Day and recommend that the same be corrected as follows:

On page 13, line 28, insert a space between the words "in" and "force."

On page 13, line 37, strike out the word "an" before the word "amendment," and in lines 39, 41, 43, 45 and 47, add the word "That" after the period following the word "amendment."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senators Bangert and Bonzer presented telegrams signed by Anton Otheim, Mayor of Crosby, J. W. Keck, Citizens' Utility Committee, R. M. Bergem, President Kiwanis Club, and O. J. Korbel, President, Association of Commerce, all of Crosby, favoring Senate Bill No. 171.

Was referred to the Committee on Cities and Municipal Corporations.

A communication was presented from Wm. Huber, City Auditor, Wishek, proposing legislation to tax public utilities.

Was referred to the Committee on Cities and Municipal Corporations.

A petition was presented, signed by Geo. J. Seibel, Heaton, and 57 others, opposing the proposed increase of cream station license.

Was referred to the Committee on Agriculture.

Senator Tinnes presented a communication, signed by Walter M. Loomer, Chairman, Grand Forks Education Federation Local No. 205 Legislative Committee, favoring increase in High School tuition.

Was referred to the Committee on Education.

Petitions were presented urging prevention of modification or repeal of the Prohibition Laws of this State, signed by Mrs. B. C. Larkin, Bismarck, and 45 others; Mrs. R. T. Crawford, Dickinson, and 47 others; and Mrs. Nettie Hille, Wildrose, and 21 others.

Which were referred to the Committee on Temperance.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 7, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under

the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Also,

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Also,

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

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

Also inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 60, Representatives Ettetstad, Jodock and Peters.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

**REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report.

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

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

And find the same correctly enrolled.

Also,

Senate Bill No. 5 A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by

co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 7, line 1, strike out the word "Lobby," and insert in lieu thereof the words "Legislative Committee."

Also in line 13, Section 7, following the word "Said," strike out the word "lobby," and insert in lieu thereof the words "Legislative Committee."

Also in line 15, Section 7, following the word "State," strike out the word "Lobby," and insert in lieu thereof the words "Legislative Committee."

And when so amended recommend the same do pass.

HERMAN THORSON,
Chairman.

Senator Thorson moved that Senate Bill No. 154 be referred to the Committee on Appropriations.

Which motion prevailed.

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred

Senate Bill No. 133. A Bill for an Act to repeal Chapter 214, Session Laws 1931, being an act relating to the inspection, grading and labeling of potatoes and certain other products.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 139. A Bill for an Act to amend and re-enact Section 3582 of the Compiled Laws of North Dakota for the year 1913, relating to the number of aldermen under City Council form of City Government.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL," and insert in lieu thereof the following:

FOR AN ACT to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That Chapter 168 of the Session Laws of North Dakota for the year 1929 be amended and re-enacted to read as follows:

Chapter 168. NUMBER OF ALDERMEN.) The number of aldermen shall be as follows: In cities of six hundred inhabitants or less, four aldermen who shall be elected at large; exceeding six hundred but not exceeding two thousand inhabitants, six aldermen; exceeding two thousand but not exceeding four thousand, eight aldermen; exceeding four thousand but not exceeding ten thousand, twelve aldermen; exceeding ten thousand but not exceeding fifteen thousand, fourteen aldermen; and two additional aldermen for each ten thousand inhabitants or the major fraction thereof, over fifteen thousand; provided, that in cities of over one hundred thousand inhabitants there shall be elected thirty-six aldermen, and no more, the population to be determined by the last census; provided, however, if an official census has been taken by the Federal Government within one year it shall govern; provided however, that whenever a census of the city shall show a population requiring more aldermen than are in the council at the time of taking such census, the city council shall not be required to make such change in the number of aldermen and the corresponding change in the number of wards of such city unless a majority of the legal voters thereof, to be determined by the number of names on the poll list of the last annual election, petition therefor.)

Section 2. All acts or parts of acts in conflict herewith are hereby repealed.

Section 3. This act is hereby declared to be an emergency measure, and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

G. F. DREW,
Chairman Pro Tem.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 136. A Bill for an Act to amend and re-enact Sections 2 and 3 of that certain measure passed and adopted by the people of North Dakota on November 8, 1932, submitted under initiative petition, reducing and fixing the salaries or compensation of the governor, lieutenant-governor, secretary of state, state auditor, state treasurer, attorney general, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, each commissioner of railroads, and reducing and fixing the salaries or compensation of all appointive state officials and members of all appointive state boards, bureaus and commissions provided for by law, and reducing and fixing the salaries or compensation of all deputies, assistants, secretaries, clerks and employees of all state officials, state boards, bureaus, and commissions, defining the persons and classes of persons whose salaries are reduced or fixed, specifying the time when this act shall take effect, and repealing all acts or parts of acts insofar as they conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title, after the figure "2" strike out the word "and" and in lieu thereof insert a comma; after the figure "3" insert "and 6"; in the third to the last line of the title after the word "fixed" add the following language: "to permit disposition of certain fees collected and charged in the manner provided by law at the time of the enactment of said initiated measure"; after the last word in the title "herewith" change the period to a comma and insert the following: "and declaring an emergency."

On page 1, line 1, of Section 1, strike out the whole of said paragraph and insert the following amendment: "That Section 2 of said initiated measure is hereby amended and re-enacted to read as follows:".

On page 3, line 35 of the printed bill, strike out the following language: "nor to the expert employees of the board of railroad commissioners; nor to any actuary or accountant in any state department" and in lieu thereof insert the following language "nor to any actuary, doctor, accountant or expert employee of any state board, bureau, department, commission or institution".

On page 3 of the printed bill, beginning with line 47 strike out all of Section 3 and insert in lieu thereof the following: "Section 2. Amendment. That Section 3 of said initiated measure is hereby amended and re-enacted to read as follows:".

On page 4, line 52 change the figure "4" after the word "Section" to figure "3".

On page 4, line 65 after the word "Science" strike out all of the following language: "or of the expert employees of the board of railway commissioner, or of any actuary or accountant of any state department", and in lieu thereof

insert the following language: "nor to any actuary, doctor, accountant or expert employee of any state board, bureau, department, commission, or institution", then add the following: "Section 3. Amendment. That Section 6 of said initiated measure is hereby amended and re-enacted to read as follows: 'Section 6. All salaries provided in this act shall be full compensation for all official services, and all fees and other charges which are not otherwise, by the laws of this state in force on the date of the enactment of this initiated measure, directed to be deposited in a special fund or disbursed for a special purpose, received or charged by any such official or person for any act or service rendered in any official capacity shall be accounted for and paid over by them monthly to the State Treasurer and be credited to the general fund of the state.'

"Section 4. Emergency. This act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4, page 1, of the printed bill, after the word "Section" change the figures "8097" to "8073".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of title, after "state" insert the following: "and to provide for the attendance without the state of witnesses residing within this state."

On page 2, line 16, strike out the following: "that the witness will not be compelled to travel more than one thousand miles to reach the place of trial by the ordinary traveled route,".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The majority of the Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. F. DREW,
P. J. MURPHY,
C. J. OLSON,
W. H. PORTER,
WM. WATT.

Senator Watt moved that the report be adopted.

The minority of the Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, after the word "candies" insert the word "ice-cream, bread, pastry".

In line 7, after the word "room" insert the following: "provided, however, that the provisions of this Act shall not affect any such place of business located in cities or villages of less than twenty-five hundred (2500) inhabitants."

S. S. McDONALD,
O. E. ERICKSON,
E. C. STUCKE,
A. F. BONZER.

And when so amended recommend the same do pass.

E. C. STUCKE,
Chairman.

Senator Stucke moved that the Minority Report be substituted for the Majority Report.

Senator Stucke demanded a roll call on the adoption of the Minority Report on Senate Bill No. 106. A roll call was granted.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill 106, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Jones	Miller
Brostuen	Kamrath	Patten

Messrs.	Messrs.	Messrs.
Burkhart	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Martin	Stucke
Fine	McDonald	Trout
Fredrickson	Magnuson	Thorson
Greene	Marshall	Whitman
Hamilton	Matthaei	Wog
Indergaard		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Brunsdale	Gronvold	Tinnes
Cain	Handley	Trovatten
Drew	Lynch	Watt
Dubay	Murphy	Whelan
Eastgate	Olson	

Absent and not voting:

Messrs.
Miklethun

So the Minority Report was declared adopted.

EXPLANATION OF VOTES

Senator Bangert: "In view of the fact that this Bill exempts most of the cities of the State, I vote nay."

Senator Cain: "Since the law is not a uniform measure and will not apply to all cities, I vote nay."

Senator Bonzer: "Inasmuch as the Senators from Cass vote nay, I am going to vote aye."

Senator Fine moved that the Senate do now recess subject to the call of the President.

Which motion prevailed.

The Senate re-convened, pursuant to recess taken, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

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

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Burkhart moved that the Senate do concur in the House amendment to Senate Bill No. 5.

Which motion prevailed.

Senator Whitman moved that the rules be suspended and Senate Bill No. 5, as amended by the House, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Larson	Regeth
Brunsdale	Lind	Simonson
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorsen
Erickson, Kidder	Marshall	Trovatten
Eastgate	Matthaei	Watt
Field	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog
Greene	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Kamrath
Fine	Jones	

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Education introduced:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing

one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Educational Board to determine such minimum cost of operating one-room rural schools.

Was read the first and second times and referred to the Committee on Education.

The Committee on Education introduced:

Senate Bill No. 218. A Bill for an Act to create a State Educational Board and to prescribe its powers and duties.

Was read the first and second times and referred to the Committee on Education.

Senator McDonald introduced:

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States before such license can be granted.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Handley introduced:

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Was read the first and second times and referred to the Committee on Insurance.

Senators Cain, Brunsdale and Wog introduced:

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Was read the first and second times and referred to the Committee on Counties.

Senator Thorson introduced:

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Com-

piled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Was read the first and second times and referred to the Committee on Education.

Senator Watt introduced:

Senate Bill No. 223. A Bill for an Act to amend and re-enact sub-section 4 of Section 2501, Compiled Laws of 1913, relating to residence of persons entitled to poor relief.

Was read the first and second times and referred to the Committee on Judiciary.

MESSAGES FROM THE GOVERNOR
State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 7, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Also,

Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

Senate Bill No. 12. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Very truly yours,

WILLIAM LANGER,
Governor.

February 7, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

I return herewith Senate Bill No. 42, being an Act making an appropriation of the sum of \$2500.00 for the biennium beginning July 1, 1933, and ending July 1, 1935, which is known as the Miscellaneous Refund's Account, without my approval, for the reason that an investigation at the State Auditor's Office discloses that the sum of \$1500.00 will unquestionably be ample to supply the necessary money needed.

Very respectfully,

WILLIAM LANGER,
Governor.

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fine moved that Senate Bill No. 127 be re-referred to the Committee on Banks and Banking.

Which motion prevailed.

Senator Fine moved that Senate Bills Nos. 187, 188 and 189 be re-referred to the Committee on Corporations Other Than Municipal.

Which motion prevailed.

Senator Miklethun requested an extension of time on Senate Bills Nos. 140, 145, 148 and 159.

Which request was granted.

THIRD READING OF SENATE BILLS

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Brunsdale

So the bill passed and the title was agreed to.

Senator Bangert asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Bangert moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Was read the first and second times and referred to the Committee on State Affairs.

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: R. R. Hogue, Linton; Jack Myron, Fargo; Dougall Stuart, Bowman, Harry L. Thompson, Edward Settevig, Cooperstown.

Senator Marshall moved that the Senate do now recess until 1:30 p. m., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-SIXTH DAY AFTER RECESS AND THE
THIRTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 8, 1933.

The Senate convened at 1:30 p. m., pursuant to recess, the president, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

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

Senator Whitman asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Whitman moved that 500 additional copies of the Senate Journal be printed from this time on.

Which motion prevailed.

ROLL CALL

The question being on the motion by Senator Whitman for the printing of five hundred additional Senate Journals daily.

The roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bangert	Fredrickson	Plath
Bonzer	Greene	Regeth
Brostuen	Gronvold	Simonson
Burkhart	Handley	Stucke
Brunsdale	Indergaard	Tinnes
Cain	Lind	Trout
Drew	McDonald	Thorson
Dubay	Magnuson	Trovatten
Erickson, Divide	Marshall	Watt

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Matthaei	Whelan
Eastgate	Miklethun	Whitman
Field	Murphy	Wog
Fine	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Larson	Miller
Jones	Lynch	Porter
Kamrath	Martin	

So the motion was declared carried.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator O. E. Erickson introduced:

Senate Bill No. 224. A Bill for an Act to amend and re-enact Section 3582 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 168 of the Laws of 1929, relating to the number of aldermen in cities organized under the general law and providing for the number of aldermen in cities which have adopted the City Manager Plan.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Committee on Appropriations introduced:

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Was read the first and second times and referred to the Committee on Appropriations.

Senator McDonald introduced:

Senate Bill No. 226. A Bill for an Act to amend and re-enact Section 2185 Compiled Laws 1913, providing the time when real estate taxes become due and delinquent, the manner in which the same may be paid, and the amount of penalty, and interest accruing thereon.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 8, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Herzberg.

Roll Call: All Senators present.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-fifth day after recess and thirty-sixth day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Simonson presented a petition, signed by Alfred Retzlaff, Binford, secretary of the Farmers Cooperative Shipping Association, urging that no legislation be enacted to lower the bounty on wolves.

Was referred to the Committee on Livestock.

Senator Greene presented a petition signed by 12 Jamestown ministers, opposing Senate Bills Nos. 108, 109 and 110.

Was referred to the Committee on State Affairs.

A petition was presented signed by Martin Mortenson, Hampden and 29 others opposing compulsory hail insurance.

Was referred to the Committee on Insurance.

A petition was presented, signed by Hans Froiland, Valley City, and two other officers of the Zion Lutheran Church opposing repeal of the so-called "Sunday Blue Laws."

Was referred to the Committee on State Affairs.

A petition was presented, signed by A. J. Beauchamp, Olga and 34 others opposing any increase in cream station license fees.

Was referred to the Committee on State Affairs.

Petitions were presented urging prevention of modification or repeal of present prohibition laws of this state, signed by Mrs. Henry E. Nelson, Valley City, and 43 others; Geo. L. Chesemore, Mohall, and 17 others; Thor Volstad, Cooperstown, and 34 others; E. D. Martin, Mandan, and 21 others; Albert B. Cooke, Gladstone, and 12 others; H. Grant Unkenholz, Mandan, and 17 others.

Were referred to the Committee on Temperance.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 8, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Also,

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Which the Speaker has signed.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Which the House has passed unchanged.

Also,

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Also,

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Which the House has indefinitely postponed.

Also transmit:

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power

Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Also,

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Also,

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

And find the same correctly enrolled.

Also,

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Also,

Senate Bill No. 136. A Bill for an Act to amend and re-enact Sections 2, 3 and 6 of that certain measure passed

and adopted by the people of North Dakota on November 8, 1932, submitted under initiative petition, reducing and fixing the salaries or compensation of the governor, lieutenant-governor, secretary of state, state auditor, state treasurer, attorney general, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, each commissioner of railroads, and reducing and fixing the salaries or compensation of all appointive state officials and members of all appointive state boards, bureaus and commissions provided for by law, and reducing and fixing the salaries or compensation of all deputies, assistants, secretaries, clerks and employees of all state officials, state boards, bureaus, and commissions, defining the persons and classes of persons whose salaries are reduced or fixed, to permit disposition of certain fees collected and charged in the manner provided by law at the time of the enactment of said initiated measure, specifying the time when this act shall take effect, and repealing all acts or parts of acts insofar as they conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In subdivision 8, line 9, after the word "for" insert the following: "And provided further that the Board of Directors in providing for withdrawals shall make classifications as to amount of stock held and make uniform payments as to each classification."

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, Section 1, line 3 of the amended bill strike out the figures "\$15,540.00" and insert in lieu thereof the figures "\$13,520.00"—strike out everything after line 6 of printed bill and insert in lieu thereof the following:

Salary—Superintendent	\$ 3,520.00
Clerkhire:	
Librarian	2,400.00
Office Assistant and Stenographer	1,800.00
Newspaper Clerk	1,200.00
Postage	300.00
Office Supplies—Furniture & Fixtures	1,000.00
Printing	200.00
Miscellaneous	300.00
Travel Expense	600.00
Museum	1,000.00
Books and Periodicals	600.00
State Parks	600.00
TOTAL	\$13,520.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Have had the same under consideration and recommend that the same be amended as follows:

Page one, Section one, line 3 of printed bill strike out the figures "\$28,940.00" and insert in lieu thereof the figures "\$19,172.00"—strike out everything after line 6 of printed bill and insert in lieu thereof the following:

Salary	\$ 3,072.00
Travel Expense	16,000.00
Miscellaneous	100.00
Total	\$19,172.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Also,

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Were delivered to the Governor for his approval at the hour of 2:20 o'clock, February 8, 1933.

TOM WHELAN,
Chairman.

Senator Fine moved that all absent Senators be excused.

Which motion prevailed.

Senator Fredrickson moved that Senate Bill No. 204 be re-referred to the Committee on Judiciary.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senators Burkhart and Fine introduced:

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Greene introduced:

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Kamrath introduced:

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Was read the first and second times and referred to the Committee on Counties.

Senator Cain introduced:

Senate Bill No. 230. A Bill for an Act appropriating the sum of five thousand (\$5,000.00) dollars from the general funds of the State of North Dakota to compensate Honorable Thomas H. Pugh, Judge of the Sixth Judicial District of North Dakota for services rendered as Court Commissioner or Special Judge under Chapter 137 Session Laws of North Dakota for 1923 as Amended and Re-enacted by Section 51, Chapter 96 Session Laws of 1931.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Erickson of Divide introduced:

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Was read the first and second times and referred to the Committee on Banks and Banking.

THIRD READING OF SENATE BILLS

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Jones	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Murphy	
Fredrickson	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Indergaard	Martin	Miller

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

Senator Matthaei moved that Senate Bill No. 136 be laid over for one Legislative Day.

Which motion prevailed.

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Mikletun
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Dubay	Kamrath	Simonson
Erickson, Divide	Larson	Stucke
Erickson, Kidder	Lind	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Whelan
Greene	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Drew	Murphy	Whitman
Eastgate	Plath	

Absent and not voting:

Messrs.	Messrs.
Martin	Miller

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

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Watt
Eastgate	Matthaei	Whelan
Field	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	
Greene	Olson	

Those voting in the negative were:

Messrs.
Fine

Absent and not voting:

Messrs.	Messrs.
Hamilton	Martin

So the bill passed and the title was agreed to.

Senator Fine explained his vote as follows: "I vote Nay for the reason that I understand the mileage is 10 cents. We have been trying to reduce the mileage for State Officials to 7c a mile and for that reason I think it is excessive."

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Cain	Jones	Regeth

Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Lynch	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Tinnes
Porter	Whitman

Absent and not voting:

Messrs.	Messrs.
Martin	Simonson

So the bill passed and the title was agreed to.

Senator Field moved for an amendment to Senate Bill No. 106 as follows: Strike out the words and figures "2,500" in line 25, page 12, of the Senate Journal of February 7, and insert in lieu thereof the words and figures "4,000."

Senator Cain moved as a substitute amendment that the words and figures "4,000" in the proposed amendment to Senate Bill No. 106 be stricken out and the words and figures "5,600" be inserted in lieu thereof.

Which motion was seconded.

Senator Erickson of Divide moved as a substitute motion that these proposed amendments to Senate Bill No. 106 be laid on the table.

Which motion was seconded.

Senator Fowler moved as a substitute motion for an amendment to the substitute amendment of Senator Cain to strike out the words and figures "5,600" and insert in lieu thereof of the words and figures "35,000."

Which motion was seconded.

The President ruled the motion of Senator Fowler out of order.

A rising vote was taken on the substitute amendment by Senator Cain. There were 19 in favor and 17 opposed to the amendment, so the substitute amendment to the amendment by Senator Field was adopted.

The President announced the question was on the amendment to the Bill as amended by Senator Cain.

A rising vote showed 22 opposed and 18 for the amendment, so the amendment to the amendment was declared lost.

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Magnuson
Brostuen	Greene	Marshall
Burkhart	Hamilton	Matthaei
Dubay	Handley	Regeth
Erickson, Divide	Kamrath	Simonson
Erickson, Kidder	Larson	Stucke
Fine	McDonald	Thorson

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Plath
Bangert	Jones	Porter
Brunsdale	Lind	Tinnes
Cain	Lynch	Trout
Drew	Miklethun	Trovatten
Eastgate	Miller	Watt
Field	Murphy	Whelan
Fowler	Olson	Whitman
Gronvold	Patten	Wog

Absent and not voting:

Messrs.
Martin

So the bill was declared lost.

Senator Watt moved that the vote by which Senate Bill No. 106 was lost be reconsidered and the motion to reconsider be laid on the table.

Senator Erickson of Kidder requested a division on the motion by Senator Watt, and the motion was declared lost.

Senator Bangert explained his vote as follows: "I vote nay on this bill for the reason that it seems to me it is an attempt to legislate—class legislation."

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating

to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Robt. Hadlick, Minneapolis; O. B. Stray and J. W. Arnold, Stanley.

Senator Fine moved that the Senate do now recess until 1:45 P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-SEVENTH DAY AFTER RECESS AND THE
THIRTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 9, 1933.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

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

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Bangert introduced:

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Was read the first and second times and referred to the Committee on Judiciary.

Committee on Education introduced:

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Was read the first and second times and referred to the Committee on Education.

Senator Martin introduced:

Senate Bill No. 234. A Bill for an Act declaring that all judges of the courts of this State and the officers thereof are ineligible to membership in the Legislative Assembly, and providing that all licensed attorneys at law, practicing their profession in this State, are declared to be officers of the courts of this State, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Bonzer introduced:

Senate Bill No. 235. A Bill for an Act to regulate all associations, corporations, individuals, or groups who engage in furnishing meals or lodgings for profit.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whelan introduced:

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Was read the first and second times and referred to the Committee on Education.

Senator Miklethun introduced:

Senate Bill No. 237. A Bill for an Act relating to approval of fire insurance rates by Insurance Commissioner.

Was read the first and second times and referred to the Committee on Insurance.

Senator Stucke introduced:

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Magnuson moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 9, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Herzberg.

Roll Call: All Senators present except Senators Lynch, Matthaei and Miller.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth Day After Recess and Thirty-seventh Day and recommend that the same be corrected as follows:

On page 7, line 28, strike out the word "printed" and insert in lieu thereof the word, "amended".

On page 13, 8th line from the bottom, strike out the word "Bill" and insert in lieu thereof the word, "amendment."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE GOVERNOR State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 9, 1933.

To the Senate of the Twenty-third Legislative Assembly
of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 33. A Bill for an Act to amend and re-enact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Also,

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Very truly yours,

WILLIAM LANGER,
Governor.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Whitman presented telegrams opposing Senate Bill No. 106 signed by B. N. Abrahamsen and Werstlien Bros. Pure Food Co. of Grand Forks.

Was referred to the Committee on Public Health.

Senator Lind presented a telegram favoring Senate Bill No. 106 from Grand Forks Hotel and Restaurant Mens Ass'n., signed by Frank Ruble, President.

Was referred to the Committee on Public Health.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 9, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Which the Speaker has signed.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State.

of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the House has passed unchanged.

Also transmit:

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

A petition was presented, signed by Edward B. Millard, Minot, urging the repeal of the law outlawing crop mortgage.

Was referred to the Committee on Judiciary.

Communications were received from the Minot Council of United Commercial Travelers No. 277 protesting any diversion of road or gas funds.

Was referred to the Committee on Highways.

A communication was presented, signed by C. R. Verry, Acting President Home Owners' Taxpayers Association, favoring passage of House Bill No. 138 and Senate Bills Nos. 139 and 140 as amended by the Senate; also opposing House Bill No. 141.

Was referred to the Committee on Cities and Municipal Corporations.

Senator Whitman presented a communication from Grand Forks City Taxpayers' Association opposing Senate Bill No. 176.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented from the Stiklestad Lutheran Congregation, Fort Ransom, opposing Senate Bills Nos. 108, 109 and 110.

Was referred to the Committee on State Affairs.

Petitions were presented urging prevention of modification or repeal of the present prohibition laws of this state, signed by Mrs. Thos. Withnell, Jud, and 17 others; K. Strandvold, Secretary Osterdalen Lutheran Church, Argusville; Mrs. George Rust, Argusville, and 23 others; Hans J. Haugen, Souris, and 32 others; J. W. Huey, Bottineau, and 6 others; Mrs. E. O. Johnson, Christine, and 29 others.

Which petitions were referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner

of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

And find the same correctly Enrolled.

Also,

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 176. A Bill for an Act to amend and re-enact Subdivisions 1, 2, 3, 4, of Section 7 of Chapter 297 of the Session Laws of 1931, relating to the limitation of tax levies of school districts, and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 203. A Bill for an Act making all taxes and special assessments on real property, on which insured buildings or other improvements are located, a first lien on the proceeds of such insurance in case of loss, requiring insurance companies to pay said taxes out of said proceeds when loss is sustained, providing for collection of such taxes from insurance companies failing to comply with the provisions hereof, and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, line 17, after the word "used" insert the following: "Either by the insurance company or by the insured".

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 117. A Bill for an Act providing for the regulation, supervision and licensing of the business of real

estate broker; providing for a state real estate commissioner, and defining his powers and duties; and providing for the enforcement of this act and penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 91. A Bill for an Act amending and re-enacting Chapter 202 of the Session Laws of North Dakota for 1931, and relating to all funds of cities, villages, townships, towns, school districts and park districts, except in cities having a population of 5000 or over.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 96. A Bill for an Act to amend and re-enact Section three (3) of Chapter 206 Laws of 1931 relating to the Chicago World's Fair Commission, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

Senator Whitman addressed the Senate and requested that his remarks be printed in the Journal:

"Since about three o'clock yesterday afternoon I started to receive telegrams from my constituents at Grand Forks. After leaving here I had a number of long-distance telephone calls and also more telegrams and I received those during almost the entire night. And this morning I received four telegrams which have to do with Senate Bill No. 106. I

have had telegrams from my constituents recommending the passage of this Bill, and I have had telegrams from my constituents recommending indefinite postponement of that Bill. For these reasons I want to make a motion at this time: I move that the vote by which Senate Bill No. 106 was lost be reconsidered.

"I make this motion for the purpose of making another motion if this motion to reconsider is granted, to re-refer this Bill to the Committee on State Affairs for further amendments and consideration. I feel that the Bill can be amended whereby it will meet with the approval and entire satisfaction of all those concerned."

Senator Bangert seconded the motion by Senator Whitman.

Senator Fine asked that the question be divided for reconsideration.

The President announced that the question was on the reconsideration of the vote by which Senate Bill No. 106 was lost.

Which motion prevailed.

Senator Whitman moved that Senate Bill No. 106 be re-referred to the Committee on State Affairs for further amendments and further consideration.

Seconded by Senator Greene.

Senator Fine moved as a substitute motion that further action on Senate Bill No. 106 be deferred for one Legislative day.

Which motion prevailed.

Senator Fredrickson moved that Senate Bill No. 17 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 142 be re-referred to the Committee on Banks and Banking.

Which motion prevailed.

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

Senator Fine requested an extension of time on Senate Bills Nos. 7, 10, 92, 56, 90 and 57.

Which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Stucke introduced:

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws

of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senator Greene (by request) introduced:

Senate Bill No. 240. A Bill for an Act requiring the filing of original, or duplicate originals of deeds, with the Register of Deeds, in order to prevent fraud; and providing an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Erickson of Kidder introduced:

Senate Bill No. 241. A Bill for an Act to appropriate the sum of Ten Thousand Five Hundred Dollars to reimburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay rent at the rate of Twenty-five Hundred Dollars per month for such premises in case the said premises were vacated by the State of North Dakota within a period of two years from and after the First day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State Government.

Was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senator Tinnes moved for an amendment to Senate Bill No. 136 as follows: At the end of Section 6, as amended, add the following words: "Provided, however, that this section shall not apply to fees received for instruction furnished in extension classes or in correspondence courses."

Which motion was lost.

Senate Bill No. 136. A Bill for an Act to amend and re-enact Sections 2, 3 and 6 of that certain measure passed and adopted by the people of North Dakota on November 8, 1932, submitted under initiative petition, reducing and fixing the salaries or compensation of the governor, lieutenant-governor, secretary of state, state auditor, state treasurer, attorney general, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, each commissioner of railroads, and reducing and fixing the salaries or compensation of all appointive state officials and members of all appointive state boards, bureaus and commissions provided for by law, and reducing and fixing the salaries or compensation of all deputies, assistants, secretaries, clerks and employees of all state officials, state

boards, bureaus, and commissions, defining the persons and classes of persons whose salaries are reduced or fixed, to permit disposition of certain fees collected and charged in the manner provided by law at the time of the enactment of said initiated measure, specifying the time when this act shall take effect, and repealing all acts or parts of acts insofar as they conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Murphy
Brunsdale	Fowler	Plath
Cain	Gronvold	Tinnes
Drew	Lynch	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Fine	Magnuson	Watt
Fredrickson	Marshall	Whelan
Greene	Miklethun	Wog
Hamilton	Olson	

Absent and not voting:

Messrs.
Matthaei
Miller

So the bill was declared lost.

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Miklethun
Bonzer	Hamilton	Murphy
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Cain	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Field	Lynch	Trout
Fine	Martin	Thorson
Fowler	McDonald	Whelan
Fredrickson	Magnuson	Whitman
Greene	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Plath	Trovatten
Brunsdale	Porter	Watt
Eastgate		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Matthaei	Miller

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

Senate Concurrent Resolution No. "F". BE IT RESOLVED by the Senate of the State of North Dakota; the House of Representatives concurring, that the following amendment to Section 103 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified electors of the State, for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota. That Section 103 of the Constitution of the State of North Dakota be, and the same hereby is, amended to read as follows:

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 6; nays, 39; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Whelan
Eastgate	Hamilton	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Plath
Burkhart	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Field	Magnuson	Thorson
Fowler	Marshall	Trovatten
Fredrickson	Miklethun	Watt
Greene	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Matthaei
Fine	Miller

So the Resolution was declared lost.

Senate Concurrent Resolution No. "G". BE IT RESOLVED by the Senate of the State of North Dakota the House of Representatives concurring, that the following Amendment to Article 33 of the Amendments to the Constitution of the State of North Dakota be agreed to and submitted to the qualified electors of the State for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota; That Amendment entitled Article 33 of the Constitution of the State of North Dakota be, and the same hereby is, amended to read as follows:

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 8; nays, 39; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Whelan
Hamilton	Plath	Wog
Larson	Watt	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miklethun
Bangert	Fredrickson	Murphy
Bonzer	Greene	Olson
Brostuen	Gronvold	Patten
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth

Messrs.	Messrs.	Messrs.
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whitman

Absent and not voting:

Messrs.
Matthaei
Miller

So the Resolution was declared lost.

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miklethun	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.
Matthaei
Miller

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

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Miklethum	Whitman
Fredrickson	Murphy	Wog
Greene		

Those voting in the negative were:

Messrs.
Drew

Absent and not voting:

Messrs.
Matthaei
Miller

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

Senator Fine moved that the vote by which Senate Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler explained his vote as follows: "I am going to vote 'aye' for the Bill. I am sorry that the Bill does not carry an amendment limiting it to two years to make an emergency proposition of it as was made of Senate Bill No. 2, yet there is merit in the Bill and it will have a beneficial effect in this emergency and I vote 'aye'."

Senator Drew explained his vote as follows: "I vote 'nay' for the reason that it extends the time for the recovery of

the Act to two years and this State is now looking for aid from the Regional Agricultural Credit Corporation and I believe this will interfere with their idea of loaning this money."

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Murphy	Wog
Greene		

Those voting in the negative were:

Messrs.
Bonzer

Absent and not voting:

Messrs.
Matthaei
Miller

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

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Jones	Porter
Dubay	Kamrath	Stucke
Erickson, Divide	Larson	Tinnes
Erickson, Kidder	Lind	Trout
Eastgate	Lynch	Thorson
Field	Martin	Trovatten
Fine	McDonald	Watt
Fowler	Magnuson	Whelan
Fredrickson	Marshall	Whitman

Those voting in the negative were:

Messrs.	Messrs.
Bonzer	Regeth
Drew	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Matthaei	Miller	Simonson

So the bill passed and the title was agreed to.

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miklethun	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Matthaei	Miller	Simonson

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Was read the first and second times and referred to the Committee on Public Health.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:
Alan K. Bolton, Fargo.

Senator Fine moved that the Senate do now recess until 1:45 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-EIGHTH DAY AFTER RECESS AND THE
THIRTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 10, 1933.

The Senate convened at 1:45 P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Greene (by request) introduced:

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Bangert, Cain, Fowler, Jones, Lynch, McDonald, and Stucke introduced:

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor

union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Brostuen, Mikelthun, Patten, Olson, and Wog introduced:

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Was read the first and second times and referred to the Committee on Public Health.

Senators Micklethun, Patten, Tinnes, Olson, and Wog introduced:

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Magnuson (by request) introduced:

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Was read the first and second times and referred to the Committee on Insurance.

Senator Erickson of Kidder moved that the Senate do now adjourn.

Which motion prevailed.

THIRTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 10, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Herzberg.

Roll Call: All Senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh Day After Recess and Thirty-Eighth Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A Resolution was presented from the State Legislature of the State of Tennessee.

Senator Fine moved that the Senate do approve the Resolution passed by the Legislature of the State of Tennessee.

Which motion prevailed.

Senator Fine moved that the Resolution passed by the Legislature of the State of Tennessee be printed in the Senate Journal.

Which motion prevailed.

STATE OF TENNESSEE

SENATE JOINT RESOLUTION No .19 (Sherell and Bell)

WHEREAS, there is a tremendous indebtedness in the form of farm mortgages against approximately 40% of the farm lands of the United States, which mortgages are now held and owned by the Joint Stock Land Banks, the Federal Land Banks, the Insurance Companies, the Commercial Banks, and others, a very large per cent of which is held by the Life Insurance Companies of our Nation, and

WHEREAS, by reason of the unparalleled depression now existing not only in state, but in national and even in world affairs, resulting in a very large proportion of said mortgages as now existing being in default as to principal, interest and taxes, by reason of the inability of the farmers of the United States under existing and unlivable prices, to meet the interest and/or principal payments, and

WHEREAS, it is agreed universally by all economists and students of the times that there can be no permanent recovery from the present depression, unless the burdens of this

indebtedness on the farmers of the nation is lightened or relieved, which should be done with the least possible delay, and

WHEREAS, it is essential that the owners of insurance policies and savings accounts whose funds are invested by Life Insurance Companies and Commercial Banks in farm mortgages and other securities, be protected in the solvency of their investments, which can only be done by refinancing the outstanding farm mortgages of the nation, thus preventing a general breakdown in government, and saving to the millions of farm owners their homes, and which can best be done by providing a proper inflation in currency in the way and manner herein suggested, and

WHEREAS, by said refinancing there will be released frozen assets in said Commercial Banks and Insurance Companies, and thereby funds made available for the refinancing of Industry and City real estate, and

WHEREAS, industry is now operating at about one-third of the normal output, and millions of laborers in every walk of life are unemployed, and we must have a revival in purchasing power to exist and prosper, and all business and industry, and the holders of their securities would be greatly benefited by relieving the unbearable and unparalleled burden now resting against agriculture, which would be greatly benefited by the deflation that would follow, and which would naturally cause a decrease in production of farm commodities so much needed, because a smaller production would be required than at present to meet the enormous overhead in interest and taxes now existing.

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE SIXTY-EIGHTH GENERAL ASSEMBLY OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that we will endorse and approve the enactment by the Federal Congress of any legislation along the lines of Frazier Bill S-1197 or any other similar or improved bills providing for the refinancing of existing, outstanding farm mortgages over a period of fifty years at a low rate of interest not exceeding $3\frac{1}{2}\%$ per annum, including interest and amortization, to be done through a Central Land Bank by the issuance of Government Bonds secured by said farm mortgages liberally appraised and by the issuance of currency against said bonds by the Federal Reserve Bank, so that the proper refinancing of present outstanding farm mortgages can be achieved at the earliest moment possible.

BE IT FURTHER RESOLVED, That we respectfully request the members of the Senate and House of Representatives from Tennessee, representing us in the Congressional Halls at Washington, to use their support and influence to secure the passage of such a measure.

BE IT FURTHER RESOLVED, That copies of this resolution, properly certified by the Speakers of the Senate and House of Representatives of this the Sixty-eighth General Assembly of Tennessee, be forwarded to our President-elect,

Franklin D. Roosevelt, to each members of the Senate and House of Representatives from Tennessee, and to each General Assembly in the United States now convening or which will convene within the next sixty days, with the request that said General Assemblies of said other States endorse this resolution and request their Senators and Representatives to work for the enactment of similar legislation.

ADOPTED: January 20, 1933.

A. F. OFFICER,
Speaker of the Senate.

FRANK W. MOORE,
Speaker of the House of Representatives.

APPROVED: January 20, 1933.

HILL McALISTER,
Governor.

Senator Lind presented a communication from H. M. Hanson, Williston, favoring the Self-Liquidating Farm Relief Plan.

Was referred to the Committee on Banks and Banking.

Senator Jones presented a telegram signed by Mrs. Kate S. Wilder, President, 15th District, W. C. T. U., stating 800 Cass, Traill and Steele County members urge retention of State Prohibition Code.

Was referred to the Committee on Temperance.

Telegrams were presented from Thos. B. Hogan, Hogan's Cafe, and Luzon Cafe, Williston, supporting Senate Bill No. 106.

Were referred to the Committee on Public Health.

Senator Fredrickson presented a petition, signed by Marvin Broton, and 35 others, opposing legislation prohibiting further road building in the State.

Was referred to the Committee on Highways.

Senator Regeth presented a telegram protesting the passage of Senate Bill No. 131.

Was referred to the Committee on State Affairs.

Petitions were presented urging prevention of modification or repeal of the present Prohibition Laws of this State, signed by L. O. Doerr, Fargo, and 11 others; Rev. W. F. Reipschlager, Emerado, and Mrs. Kate Wilder, Fargo.

Which petitions were referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And find the same correctly enrolled.

Also,

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 203. A Bill for an Act making all taxes and special assessments on real property, on which insured buildings or other improvements are located, a first lien on the proceeds of such insurance in case of loss, requiring insurance companies to pay said taxes out of said proceeds when loss is sustained, providing for collection of such taxes from insurance companies failing to comply with the provisions hereof, and repealing all Acts or parts of Acts in conflict herewith.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Was delivered to the Governor for his approval at the hour of 2:20 o'clock February 10, 1933.

TOM WHELAN,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 162. A Bill for an Act to amend and re-enact Section 3839 of the Compiled Laws of 1913, relating to cities under commission form of government, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 148. A Bill for an Act to amend and re-enact Section 3756a2 of the 1925 Supplement to the Compiled Laws of 1913 of North Dakota, relating to city zoning districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 210. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Session Laws of 1929, authorizing the voters to make an excess tax levy and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 177. A Bill for an Act to amend and re-enact Section 1172 Compiled Laws 1913 as amended by Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 13, strike out the word "nine," and insert in lieu thereof the word "eleven."

In Section 2, line 12, strike out the word "nine," and insert in lieu thereof the word "eleven."

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred

Senate Bill No. 97. A Bill for an Act to repeal Section 6624 of the Compiled Laws of North Dakota for the year 1913, providing for payment of face of policy in case of loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. J. ATKINS,
W. E. MATTHAEI,
J. P. CAIN,
W. H. PORTER.

Senator Atkins moved that the report be adopted.

The Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred

Senate Bill No. 97. A Bill for an Act to repeal Section 6624 of the Compiled Laws of North Dakota for the year 1913, providing for payment of face of policy in case of loss.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
S. S. McDONALD,
J. E. EASTGATE,
L. O. FREDRICKSON,
GUST WOG.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the minority report be substituted for the majority report.

Which motion prevailed.

And the minority report was adopted.

The Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred:

Senate Bill No. 99. A Bill for an Act to repeal Section 6513 of the Compiled Laws of North Dakota for 1913, providing for valued policy.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
S. J. ATKINS,
J. P. CAIN,
W. H. PORTER.

The Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred:

Senate Bill No. 99. A Bill for an Act to repeal Section 6513 of the Compiled Laws of North Dakota for 1913, providing for valued policy.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
S. S. McDONALD,
J. E. EASTGATE,
GUST WOG,
L. O. FREDRICKSON,

NELS MAGNUSON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, Section 1, line 5, after the word "to", strike out the words "at least".

Also in line 11, after the word "mutual", annex the word "operating".

Also in Section 2, line 1, strike out the words "shall be", and insert "is hereby".

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1, Section 1, line 3, of the "amended bill" strike out the figures " \$19,172.00" and insert in lieu thereof the figures "\$24,172.00".

Strike out everything after line 6 of amended bill and insert in lieu thereof the following:

"Salary	\$ 3,072.00
Travel Expense	21,000.00
Miscellaneous	100.00
Total	\$24,172.00"

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be amended as follows:

After the figures "1913" in the title add "and declaring an emergency".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

REPORT OF SELECT COMMITTEE

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes asses-

sed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate:

J. K. BROSTUEN,
R. W. PATTEN,
W. D. LYNCH.

For the House:

OLE ETTESTAD,
O. N. JODOCK.

J. K. BROSTUEN,
Chairman.

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

THIRD READING OF SENATE BILLS

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Was read the third 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:

Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Burke	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 10, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also,

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Which the Speaker has signed.

Also transmit:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The President announced that the Senate was on the Seventh Order of Business.

Senator Whelan moved that the vote by which Senate Bill No. 136 was lost be reconsidered.

Which motion was lost.

Senator Magnuson moved that Senate Bills Nos. 194, 195 and 196 be re-referred to the Committee on State Affairs.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

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

Senator Fine moved that the rules be suspended and that the Thirteenth Order of Business be substituted for the Eleventh Order.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senator Fine moved that Senate Bill No. 106 be laid over one legislative day.

Which motion prevailed.

Senator Fredrickson moved that Senate Bill No. 203 be laid over for two legislative days.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 158 be laid over for one legislative day.

Which motion prevailed.

Senator Fowler moved that Senate Bill No. 96 be amended by striking out the word "Secretary" in Section 3, line 11, and insert in lieu thereof the word "Manager".

Which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 96, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 96. A Bill for an Act to amend and re-enact Section three (3) of Chapter 206 Laws of 1931 relating to the Chicago World's Fair Commission, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bonzer	Fredrickson	Math
Brunsdale	Gronvold	Porter
Cain	Hamilton	Stucke
Eastgate	Lynch	Whelan
Field	Miller	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Patten
Brostuen	Larson	Regeth
Burkhart	Lind	Simonson
Drew	Martin	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Fine	Marshall	Trovatten
Greene	Matthaei	Watt
Handley	Miklethun	Wog
Indergaard	Olson	

Absent and not voting:

Messrs.
Erickson, Kidder
Jones

So the bill was declared lost.

Senator Hamilton moved that the vote by which Senate Bill No. 96 was lost be reconsidered and the motion to reconsider be laid on the table. .

Which motion prevailed.

Senator Brostuen explained his vote as follows: "This bill provides that the outgoing Commissioner of Immigration shall be given a berth on the Chicago World's Fair Commission. At the rate of \$6.00 per day for subsistence and a monthly salary of \$150. I feel this is entirely unnecessary and a needless expenditure of public funds and for that reason I vote 'nay'."

Senator Burkhart explained his vote as follows: "I vote 'nay' on this bill for the reason I think this can be handled more economically through the Commissioner of Agriculture and Labor than any other way."

Senator Fine explained his vote as follows: "After reading the provisions for the compensation of the members of this commission which limits it to the Act passed two years ago to no salary but just an expense account and as this bill provides for a salary of \$150 a month, I think this is an unnecessary expenditure of public money and therefore I vote 'nay'."

Senator Drew explained his vote as follows: "I think that a one-man commission is all that is necessary. I vote 'nay'."

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fine moved for reconsideration of his motion to lay Senate Bill No. 158 over one legislative day.

Which motion was lost.

The President announced that the Senate would now revert to the Fifth Order of Business.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Also

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Were delivered to the Governor for his approval at the hour of 3:00 o'clock February 10, 1933.

TOM WHELAN,
Chairman.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whelan introduced:

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Burkhart introduced:

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Was read the first and second times and referred to the Committee on State Affairs.

Senators Fredrickson and Greene introduced:

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senators Fine and Drew introduced:

Senate Bill No. 250. A Bill for an Act creating the office of Conservation Commissioner, designating the State Engineer as such Commissioner, defining his duties, empowering the Governor to appoint not more than one assistant to such Commissioner, fixing his salary, providing for the diversion of \$20,000.00 bi-annually from the Game and Fish Fund of the state to support this project, defining the purposes and objects of this Act, repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Game and Fish.

Senators Whitman and Greene introduced:

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

The Committee on Judiciary introduced:

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Bonzer introduced:

Senate Bill No. 253. A Bill for an Act creating the Commission of Public Utilities, defining its powers and duties, making an appropriation for effecting the purpose of this Act, and repealing all Acts and parts of Acts in conflict therewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Whelan introduced:

Senate Bill No. 254. A Bill for an Act to amend and re-enact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota, for 1913, providing for the standard policy and cancellation thereof.

Was read the first and second times and referred to the Committee on Insurance.

Senator Cain introduced:

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Bangert introduced:

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Martin introduced:

Senate Concurrent Resolution No. P. A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for a legislature to consist of one body and the membership thereof to consist of one Representative from each of the counties of the State.

Was read the first and second times and referred to the Committee on State Affairs.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With

a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Was read the first and second times and referred to the Committee on Game and Fish.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Jake Gall, Dazey; L. B. McLain, Lisbon; Mr. and Mrs. Donald Lum, Wahpeton; Mrs. M. H. Holte, Gardner; Dr. C. A. Porter, Calvin; G. P. Nelson, Ed. DeCosse, Valley City.

Senator Fine moved that the Senate do now recess until 1:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 11, 1933.

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

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Fine introduced:

Senate Bill No. 256. A Bill for an Act to provide funds and raise revenue for the purpose of purchasing one hundred million bushels of wheat; to create a Board of Wheat Control; and to prohibit the planting of a single acre of wheat in North Dakota during 1933.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senator Jones introduced:

Senate Bill No. 257. A Bill for an Act to enable cities that adopt the city manager plan of city government to elect the council and other elective city officials by proportional representation; providing the procedure for the adoption thereof and the conduct of elections thereunder, and in connection therewith; making certain changes in election procedure; providing also that any city may, by ordinance, adopt this plan of election, and declaring an emergency.

Was read the first and second times and referred to the Committee on Elections.

Senator Martin introduced:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defin-

ing their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Stucke introduced:

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

The Committee on Appropriations introduced:

Senate Bill No. 260. A Bill for an Act to amend and reenact Chapter 119 of the Session Laws of 1929 so as to increase from Ten Dollars to Twenty-five Dollars the license fee for owning and operating a creamery, cheese factory, renovating or process butter factory, ice cream factory or cream station.

Was read the first and second times and referred to the Committee on Appropriations.

Senator McDonald (by request) introduced:

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Magnuson introduced:

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Was read the first and second times and referred to the Committee on Insurance.

Senators Hamilton and Miller introduced:

Senate Bill No. 263. A Bill for an Act regulating the manufacture and sale of Beer in North Dakota if and when United States Congress authorizes the manufacture and sale of Beer in United States; providing for issuing licenses for manufacture and sale thereof by Chief of State Regulatory; for the payment and collection of a tax thereon and furnishing of bond; and defining the duties of the attorney general,

state auditor and state treasurer imposed under the provisions of this Act; and providing that any person violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Magnuson moved that the Senate do now adjourn.

Which motion prevailed.

FORTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 11, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Herzberg.

Roll Call: All Senators present except Senators Erickson of Kidder and Kamrath.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth Day after Recess and Thirty-ninth Day and recommend that the same be corrected as follows:

On page 4, line 13, correct the spelling of the word "suggested."

On page 17, line 34, insert a period after the figures "\$150," and in line 42, transpose the space between the words "the" and "compensation."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

SATURDAY, FEBRUARY 11, 1933

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State of North Dakota
DEPARTMENT OF AGRICULTURE & LABOR

John Husby, Commissioner

Bismarck, N. D.
February 10, 1933.

Lieutenant Governor O. H. Olson,
Bismarck, North Dakota.

Dear Sir:

Will you kindly confer to the Senate assembled that the Chicago World's Fair Commission met in duly called meeting at the Governor's Chamber this day, February 10, 1933, and on motion by Alex Stern, Fargo, seconded by Robert Byrne, Bismarck, the Commission resolves to do its best to put on a creditable exhibit for North Dakota at the Chicago World's Fair with the funds now appropriated. Same may not be all that we would have desired but under the stressing conditions the Commission volunteers to do credit to the State as best it can with the balance of funds now left for them.

Sincerely yours,

JOHN HUSBY,
Secretary.

WILLIAM LANGER,
ROBERT BYRNE,
J. M. DEVINE,
ALEX STERN.

Senator Brostuen moved that the report of the Chicago World's Fair Commission be printed in the Journal and referred to the Committee on State Affairs.

Which motion prevailed.

Stanton, N. D.,
February 9th, 1933.

PROTEST

To The Hon. Frank J. Regeth, State Senator of the 48th District:

Dear Sir:

We, the county officials of Mercer County, being part of the 48th Legislative District, hereby enter our protest against the passage on Senate Bill No. 131, relating to the payment of Taxes of Public Utilities.

The passage of this bill would deprive the 48th Legislative District of at least \$15,000.00 of annual taxes.

For the year 1932, the North Dakota Power and Light Co. personal taxes in Mercer County are \$15,137.83. This

amount would be reduced to the estimated sum of \$400.00 annually.

We therefore ask that you oppose the passage of this law to the full extent of your ability.

We ask that this communication be printed in the Senate Journal.

PAUL LEUPP,
County Auditor.

WALTER BOHRER,
County Treasurer.

H. J. GIFFEY,
Register of Deeds.

JACK O. RIEDEL,
Superintendent of Schools.

C. F. SCHWEIGERT,
County Judge.

Senator Regeth moved that the communication from Stanton, N. Dak., be printed in the Senate Journal.

Which motion prevailed.

Communications were presented from Lloyd Spetz Post No. 1, American Legion, Bismarck, favoring passage of Senate Bill No. 167 and opposing Senate Bills Nos. 152 and 153.

Were referred to the Committees on Appropriations and Education, respectively.

Senator Porter presented a telegram from E. K. Douglas, Osnabrock, favoring retention of County Agents.

Was referred to the Committee on Tax and Tax Laws.

A communication was presented, signed by R. Culemair, Hebron, and six others, regarding reduction of interest rate.

Was referred to the Committee on Tax and Tax Laws.

Senator Magnuson presented a communication from the Willow City Special School District No. 13, opposing reduction of non-resident tuition.

Was referred to the Committee on Education.

A petition was presented, signed by Roy Cull, Hamilton, and 35 others, opposing increase in cream station license fee.

Was referred to the Committee on Appropriations.

Communications were presented from Walter M. Kilpatrick, Delaware, Ohio; Iowa School for the Blind; School for the Blind, Nebraska City; R. L. Woolston, Managing

Officer, Bathgate; and Wisconsin School for the Blind, Janesville, Wis., opposing removal of State School for the Blind from Bathgate.

Was referred to the Committee on Education.

Petitions were presented signed by citizens of Hamilton, Gardar, Drayton, Bathgate, St. Thomas, Walhalla and Cavalier, urging retention of the State School for the Blind at Bathgate.

Senator Whelan moved that the reading of these seven petitions be dispensed with and same referred to the proper committee.

Which motion prevailed.

Was referred to the Committee on Education.

Petitions were presented urging prevention of modification or repeal of the present Prohibition Laws of this state, signed by K. Swenson, Epping, and 34 others; and Rev. D. J. Klingensmith, Dunseith.

Were referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Also,

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

And find same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 132. A Bill for an Act to amend and re-enact Chapter 166 of the Session Laws of 1929 as the same amends and re-enacts Sections 2, 3, 4, 5, and 6 of the initiated measure entitled, "An act to impose a tax upon the sale of motor vehicle fuels; providing for the collection of said tax, for reports of sales of such motor fuels and for the disposition of the revenue derived therefrom; providing for the licensing and bonding of dealers in motor vehicle fuels and the revocation of such license; regulating the sale of such fuels and fixing penalties for the violation of this act. Repealing all acts or parts of acts in conflict with the provisions of this act", and approved at a state-wide election held June 30, 1926.

Have had the same under consideration and recommend that the same be amended as follows:

1st. Strike out everything in the title after the words "A BILL" and insert in lieu thereof the following: "For an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty."

2nd. Strike out all of Section 1 and insert in lieu thereof the following: "Section 1. AMENDMENT.) That Sections 2, 3, 4 and 5 of Chapter 166 of the Session Laws of the State of North Dakota for the year 1929 be and the same hereby are amended and re-enacted to read as follows:"

3rd. That the word "Amendment" at the beginning of Section 2 in line 1 on page 2 of the printed bill be stricken out.

4th. That the word "Amendment" at the beginning of Section 3 in line 1 on page 3 of the bill be stricken out.

5th. That the word "Amendment" at the beginning of Section 4 in line 1 on page 3 of the bill be stricken out.

6th. Following the period after the word "fund," in line 21, on page 4 of the bill, insert the following: "Provided, however, that the State Auditor may require such applicant to file a suitable bond conditioned for the prompt filing of reports and payment of the tax designated herein."

7th. Strike out the word "Amendment" at the beginning of Section 5 in line 1 on page 7 of the bill.

8th. Strike out all of Section 6.

9th. Strike out the figure "7" in line 1, Section 7, page 9, and insert in lieu thereof "Section 6."

10th. Strike out the figure "8" after the word "Section" in line 1, on page 10, and insert in lieu thereof the figure "7" and the word "Repeal."

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Have had the same under consideration and recommend that the same be amended as follows:

On Page one, Section one, Line three, of printed bill, strike out the figures "\$22,000.00" and insert in lieu thereof the figures "\$15,000.00".

On Page 2, Section 1, line 7, strike out the figures "\$5,500.00" and insert in lieu thereof the figures "\$5,000.00"; after the word "and" in line 7, Section 1, strike out the words " a like"; also the word "Sum" in line 8, Section 1, and insert in lieu thereof the following: "the remainder in three equal payments"; Section 2, Page 2, line 2 of printed bill, strike out the words "Treasurer or."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Com-

missioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 155. A Bill for an Act repealing Chapter 32a, being Sections 5235a1 to 5235a26 inclusive, Supplement to the Compiled Laws of North Dakota for the year, 1913, relating to the Securities Commission.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 180. A Bill for an Act to amend Section 1 of Chapter 110 of the Session Laws of 1927, entitled: "An Act to amend and re-enact Section 5031 of the Compiled Laws of North Dakota for 1913, relating to limit of property that may be acquired by Fraternal Corporations."

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of title after the word "amend" and before the word "Section" insert the words "and re-enact". In the second line of title after the word "1927" strike out "entitled: An Act to amend and re-enact Section 5031 of the Compiled Laws of North Dakota for 1913". Section 1, line 1, after the word "Section 1" and before the word "that" insert the word "Amendment".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "Chapter" in title, strike out the figures "117" and insert in lieu thereof the figures "175". After the word "year" in second line of title strike out the figures "1927" and insert in lieu thereof the figures "1929". Strike out all of Section 1 after the word "Amendment" and add the following: "That Chapter 175, Session Laws of 1929, is hereby amended and re-enacted to read as follows: "Section 1, line 19, strike out the word "use". Section 1, line 29, strike out the word "and". Section 1, line 30, after the figures "1927" strike out "comma" and between the figures "1927" and the word "the" insert the following: "and Chapter 175 of Session Laws for the year 1929". Section 1, line 34, between the figures "1927" and the word "shall" insert "and Chapter 175 of the Session Laws for the year 1929". Section 3, strike out all of Section 3.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Irrigation and Drainage made the following report:

Mr. President: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title, strike out the words "of the 1925" and in line one of Section 1 before the word "that", insert the word "amendment" and in the same line, strike out the words "of the 1925".

And when so amended recommend the same do pass.

J. P. CAIN,
Chairman.

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

The Committee on Women's and Children's Welfare made the following report:

Mr. President: Your Committee on Women's and Children's Welfare to whom was referred:

Senate Concurrent Resolution No. H.

Have had the same under consideration and recommend that the same be amended as follows:

In the enacting clause, strike out the word "Enacted" and insert in lieu thereof the word "Resolved"; strike out the words "Legislative Assembly" and insert in lieu thereof the word "Senate"; and after the words "North Dakota", insert the words "The House of Representatives Concurring:"

And when so amended recommend the same do pass.

W. D. LYNCH,
Chairman.

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

MOTIONS AND RESOLUTIONS

Senators McDonald and Jones introduced:

Senate Resolution No. A-8, relating to wages, working hours and unemployment and urging people to patronize local business places.

Was referred to the Committee on State Affairs.

Senator Brostuen moved that all absent Senators be excused.

Which motion prevailed.

Senator Burkhart moved that the rules be suspended and that the Thirteenth Order of Business be substituted for the Eleventh Order of Business.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senator Whitman moved that Senate Bill No. 106 be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following: "For an Act providing that all public places where food is served as incidental to the conduct of another principal business, shall be subject to the same laws, rules, regulations and penalties as are now provided by law for hotels and/or restaurants.

"Section 1. All public places in which food is served as incidental to another principal business (as for example:

Drug stores and pool halls), shall be subject to any and all laws, rules, regulations and penalties which now or hereafter exist, and which have been or may hereafter be passed or promulgated for the regulation, supervision and control of hotels and/or restaurants."

Senator Brostuen moved as a substitute motion that the proposed amendments to Senate Bill No. 106 be printed in the Senate Journal and action deferred two Legislative Days.

Which motion prevailed.

Senator McDonald moved to amend Senate Bill No. 158 as follows:

Line 14 of the printed Bill, after the word "the" strike out the word "Court" and insert in lieu thereof the word "County."

Which motion prevailed.

Senator McDonald moved to further amend Senate Bill No. 158 as follows:

Strike out all of line 28 of the printed Bill.

Which motion prevailed.

Senator Bangert moved to further amend Senate Bill No. 158 as follows:

In Section 1, line 6, of the printed Bill, following the word "however", strike out all of that line, all of line 7, all of line 8, all of line 9, all of line 10 and all of line 11 excepting the last word "the".

Which motion was lost.

Senator Lynch moved to further amend Senate Bill No. 158 as follows:

Page 2, line 29, of the printed Bill, after the word "evidence" insert the words "corroborating or".

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and Senate Bill No. 158, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	
Gronvold	Murphy	

Those voting in the negative were:

Messrs.
Bangert

Absent and not voting:

Messrs. Erickson, Divide Messrs. Simonson

So the bill passed and the title was agreed to.

Senator McDonald 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 Hamilton moved to amend Senate Bill No. 140 as follows:

In line 5, of the printed Bill, after the word "for" strike out the word "two" and insert in lieu thereof the word "four"; page 2, line 14, strike out the word "two" and insert in lieu thereof the word "four"; in line 16 strike out the word "one" and insert in lieu thereof the word "two".

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and Senate Bill No. 140, as amended, be considered properly re-encrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Erickson, Divide
Simonson

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 11, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of

liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the Speaker has signed.

Also,

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Which the House has amended.

Also,

Senate Bill No. 78. A Bill for an Act to amend and re-enact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Which the house has passed unchanged.

Also transmit:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved to amend Senate Bill No. 177 as follows:

Strike out the following language from the title: "Section 1172 Compiled Laws 1913, as amended by," and the same language be stricken out of Section 1.

Which motion prevailed.

Senator Cain moved that the rules be suspended, that Senate Bill No. 177, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 177. A Bill for an Act to amend and re-enact Section 1172 Compiled Laws 1913 as amended by Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Greene	Murphy	

Those voting in the negative were:

Messrs.
Fredrickson
Watt

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Matthaei
Kamrath	Simonson

So the bill passed and the title was agreed to.

Senate Bill No. 97. A Bill for an Act to repeal Section 6624 of the Compiled Laws of North Dakota for the year

1913, providing for payment of face of policy in case of loss.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 12; nays, 36; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Dubay	Gronvold	Magnuson
Eastgate	Hamilton	Marshall
Fowler	Larson	Stucke
Fredrickson	Lynch	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bangert	Indergaard	Plath
Bonzer	Jones	Porter
Brostuen	Kamrath	Regeth
Burkhart	Lind	Simonson
Brunsdale	Martin	Tinnes
Cain	McDonald	Trout
Drew	Matthaei	Thorson
Erickson, Kidder	Miklethun	Trovatten
Field	Miller	Watt
Fine	Murphy	Whelan
Greene	Olson	Whitman

Absent and not voting:

Messrs.
Erickson, Divide

So the bill lost.

Senator Matthaei moved that the vote by which Senate Bill No. 97 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lynch moved that further action on Senate Bill No. 99 be indefinitely postponed.

Which motion prevailed.

Senator Murphy moved that the vote by which Senate Bill No. 99 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Burkhart	Jones	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Murphy	
Greene	Olson	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Miller

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

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Matthaei
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes

Messrs.	Messrs.	Messrs.
Eastgate	Martin	Trout
Field	McDonald	Trovatten
Fowler	Magnuson	Watt
Fredrickson	Marshall	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Miklethun	Whelan
Fine	Olson	Wog
Handley	Thorson	

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Miller

So the bill passed and the title was agreed to.

Senator Matthaei moved to have action on Senate Bill No. 174 deferred for one legislative day.

Which motion prevailed.

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Matthaei
Brostuen	Indergaard	Miklethun
Burkhart	Jones	Miller
Drew	Kamrath	Olson
Dubay	Larson	Patten
Erickson, Kidder	Lind	Regeth
Fine	Martin	Stucke
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson
Hamilton	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Simonson
Bonzer	Gronvold	Tinnes

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Trovatten
Cain	Murphy	Watt
Eastgate	Plath	Whelan
Field	Porter	Whitman

Absent and not voting:

Messrs.
Erickson, Divide

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fine moved that the Senate do now proceed to the Sixteenth Order of Business.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Burkhart	Jones	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Kamrath	Plath

So the bill passed and the title was agreed to.

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Porter
Burkhart	Handley	Regeth
Brunsdale	Jones	Simonson
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Larson	Thorson
Kamrath	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Plath	Tinnes

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

Senator Fine moved that the Senate do now revert to the Eleventh Order of Business.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Hamilton introduced:

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to

credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Was read the first and second times and referred to the Committee on Irrigation and Drainage.

Senator McDonald introduced:

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Was read the first and second times and referred to the Committee on Ways and Means.

Senator Greene introduced:

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senators Fine and Burkhart introduced:

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senators Fine and Burkhart introduced:

Senate Bill No. 268. A Bill for an Act transferring unexpended balances of appropriations made prior to January 1, 1933, for the office of State Examiner, and appropriating such balances to the office of State Examiner as created and established by an Act of the 1933 Session of the Legislative Assembly of the State of North Dakota, and declaring an emergency.

Was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Cain introduced:

Senate Bill No. 269. A Bill for an Act to amend Section 592, Compiled Laws of North Dakota, 1913, relating to the power of the Board of Railroad Commissioners to regulate time schedules on branch lines so as to grant to the commission the power to determine and fix the quantity and character of railroad train service.

Was read the first and second times and referred to the Committee on Railroads.

Senators Brostuen, Greene and Tinnes introduced:

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Sub-section (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Bonzer introduced:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Was read the first and second times and referred to the Committee on Highways.

Senator Bonzer introduced:

Senate Bill No. 272. A Bill for an Act to amend and re-enact Section 2189 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to county auditor's notice of delinquent tax sale.

Was read the first and second times and referred to the Committee on Public Printing.

Senator Wog introduced:

Senate Bill No. 273. A Bill for an Act to amend and reenact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the year 1915, and Section 1828 of 1925 Compiled Laws of North Dakota, relating to the use of lignite coal in state and county institutions and schools, and to provide for the use of native lignite coal, native natural gas, and native oil as fuel in such institutions and schools, and providing a penalty for the violation of this act.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Regeth introduced:

Senate Bill No. 274. A Bill for an Act providing for graduated taxation of turkeys.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

The Committee on Appropriations introduced:

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

Senator O. E. Erickson of Kidder introduced:

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Was read the first and second times and referred to the Committee on Elections and Election Privileges.

Senator Atkins introduced:

Senate Bill No. 277. A Bill for an Act making an appropriation to pay compensation to James Boyd for permanent disability resulting from an accident occurring to him while employed at the State penitentiary as an inmate on September 18, 1922, whereby his right eye was totally destroyed.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Miklethun introduced:

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Sup-

plement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Matthaei introduced:

Senate Bill No. 279. A Bill for an Act to amend and re-enact Chapter 154 of the Session Laws of 1931, governing the awarding of certain contracts, giving preference to the extent of five percent to residents of the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways.

Senator Drew introduced:

Senate Bill No. 280. A Bill for an Act making an appropriation to pay compensation to Philamena Beck for permanent disability resulting from an accident occurring to her while employed at the State Training School as an inmate on December 7, 1928.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Matthaei introduced:

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such laborer by the creditors of the employer.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Bonzer introduced:

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this act and for penalties for the violation thereof.

Was read the first and second times and referred to the Committee on Highways.

Senator Hamilton introduced:

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Was read the first and second times and referred to the Committee on Irrigation and Drainage.

Senators Fowler and Matthaei introduced:

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 289. A Bill for an Act to fix the venue of crimes committed in or against aircraft in flight, and upon trains or other vehicles.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaei introduced:

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Matthaei introduced:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 751a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Erickson of Kidder introduced:

Senate Bill No. 292. A Bill for an Act to amend and re-enact Section 3084a2, Supplement to the 1913 Compiled Laws of North Dakota and repealing Sections 3084a3, 3084a4, 3084a14 and 2084a15, Supplement to the Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Mines and Minerals.

Senators Fowler and Matthaei introduced:

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaai introduced:

Senate Bill No. 294. A Bill for an Act to amend and reenact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Was read the first and second times and referred to the Committee on Judiciary.

Senators Fowler and Matthaai introduced:

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Matthaai introduced:

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Indergaard introduced:

Senate Bill No. 297. A Bill for an Act to amend and reenact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

Senator Erickson of Kidder introduced:

Senate Bill No. 298. A Bill for an Act to tax all associations, corporations, individuals, or groups who engage in furnishing meals or lodging for profit.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Hamilton introduced:

Senate Bill No. 299. A Bill for an Act to establish a State Board of Health and prescribe the duties and powers thereof.

Was read the first and second times and referred to the Committee on Public Health.

Senators Burkhart and Fine introduced:

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances,

prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator McDonald introduced:

Senate Bill No. 301. A Bill Entitled an Act to establish a new procedure for the hearing and determination of small claims.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Trout introduced:

Senate Concurrent Resolution No. R. A concurrent resolution amending the Constitution of the State of North Dakota, providing for the taxation of lands held by the Bank of North Dakota as agent for the State of North Dakota.

Was referred to the Committee on Banks and Banking.

Senator Hamilton introduced:

Senate Concurrent Resolution No. Q. Deploring the publication of an article, "Custer's Expedition to the Black Hills, 1874," as published in the North Dakota Historical Quarterly.

Was referred to the Committee on State Affairs.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Christian Braa, Crosby; L. A. Swanson, Carrington; O. N. Bergman, Valley City; M. C. Sandness, Jamestown; Mrs. Grace Liefur and Con Liefur, Bismarck; Miss Hallie Walker, Carrington.

Senator Fine moved that the Senate do now recess until 12:30 p. m. Monday.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTIETH DAY AFTER RECESS AND THE
FORTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 13, 1933.

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

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senators Burkhart and Fine introduced:

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Fredrickson introduced:

Senate Bill No. 303. A Bill for an Act to amend and reenact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

Senator Drew introduced:

Senate Bill No. 304. A Bill for an Act Amending Section 1674 of the Compiled Laws of North Dakota, 1913, relating to School of Forestry of Bottineau, North Dakota, limiting the object of said school, and permitting, under supervision of the Board of Administration, the use by the North Dakota State

Tuberculosis Sanatorium of part of its grounds and buildings not exclusively used and necessary for such object, and repealing all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Brostuen introduced:

Senate Bill No. 305. A Bill for an Act to Repeal Section 2203 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Brostuen introduced:

Senate Bill No. 306. A Bill for an Act to amend and re-enact Section 2346a25 of the 1925 Supplement to the 1931 Compiled Laws of North Dakota, relating to the rate of tax on the income of corporations.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Simonson introduced:

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Matthaei introduced:

Senate Bill No. 308. A Bill for an Act to amend and re-enact Section 5991A of the Supplement to the 1913 Compiled Laws of North Dakota relating to time allowed purchaser of machinery to discover defects for purpose of rescinding contract of purchase.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Whelan introduced:

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Fredrickson introduced:

Senate Bill No. 310. A Bill for an Act relating to the relief of the heirs at law of Sigur Hagen, and appropriat-

ing \$2,000.00 to compensate the widow and minor children of said Sigur Hagen for the loss of his life when employed by an elevator in this State having no compensation or other insurance.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Erickson of Kidder introduced:

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Was read the first and second times and referred to the Committee on Banks and Banking.

Senator Fredrickson introduced:

Senate Bill No. 312. A Bill for an Act providing that the Workmen's Compensation Bureau may purchase awards made against persons, corporations or associations who fail to pay the premiums.

Was read the first and second times and referred to the Committee on Insurance.

Senator Whelan introduced:

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Was read the first and second times and referred to the Committee on Highways.

Senator Bonzer introduced:

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Was read the first and second times and referred to the Committee on State Affairs.

Senator O. E. Erickson introduced:

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service

in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Erickson of Kidder introduced:

Senate Bill No. 316. A Bill for an Act to amend and re-enact Section 375b1, 375b2, of the Supplement to the 1913 Compiled Laws of North Dakota, Section 375b3 of the Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 262, of the Session Laws of North Dakota for 1927.

Was read the first and second times and referred to the Committee on Public Printing.

Senator Erickson of Kidder introduced:

Senate Bill No. 317. A Bill for an Act to amend and re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

Was read the first and second times and referred to the Committee on Education.

Senator Bangert (by request) introduced:

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Bangert (by request) introduced:

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Fine introduced:

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action

upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Was read the first and second times and referred to the Committee on Judiciary.

Senator McDonald introduced:

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Was read the first and second times and referred to the Committee on Insurance.

Senators Erickson of Kidder, and Fowler introduced:

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Was read the first and second times and referred to the Committee on Judiciary.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 11, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

Also,

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

Very respectfully,
WILLIAM LANGER,
Governor.

FIRST AND SECOND READING OF SENATE BILLS

Senator Indergaard introduced:

Senate Bill No. 322. A Bill for an Act to amend and re-enact Chapter 299 of the Session Laws of 1923 relating to the assessment of the capital stock of banks, loan and trust companies and of moneyed capital entering into competition therewith and repealing Chapter 97 of the Session Laws of 1927 and all Acts or parts of Acts in conflict herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Olson introduced:

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Miller introduced:

Senate Bill No. 324. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180, Session Laws of North Dakota for 1927, being the Motor Vehicle Anti-theft Act, to provide a registration card and the method of displaying the same, and to repeal all conflicting Acts and parts of Acts, particularly Sections 11 and 12 of Chapter 179, Session Laws of North Dakota for 1927, relating to the issuance and display of registration cards.

Was read the first and second times and referred to the Committee on Highways.

Senators Miklethun, Olson and Thorson introduced:

Senate Bill No. 325. A Bill for an Act to amend and re-enact Sections 189b1, 189b2, 189b3, 189b4, 189b5, 189b6, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b16, 189b17, 189b19, 189b20, 189b21, 189b22, 189b23, 189b25, 189b29, 189b30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, (as amended and re-enacted by Chapter 170, Session Laws of North Dakota for 1931); repealing Sections 5, 7, 8, and 20 of Chapter 170, Session Laws of North Dakota for 1931; all sections relating to state hail insurance and declaring an emergency.

Was read the first and second times and referred to the Committee on Insurance.

Senator Brostuen moved that the Senate do now adjourn.

Which motion prevailed.

FORTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 13, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Lippert.

Roll Call: All Senators present except Senators Erickson of Kidder, Fine, Martin and Magnuson.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth Day after recess and Fortieth Day and recommend that the following typographical errors be corrected:

On page 9, line 23, strike out the colon after the word "adopted," and insert in lieu thereof a period.

On page 10, seventh line from the bottom, transpose the space between the quotation mark and the word "insert."

On page 16, line 16, correct the spelling of the word "amended."

On page 19, line 8, strike out the word "negative," and insert in lieu thereof the word "affirmative;" and in line 14, strike out the word "affirmative," and insert in lieu thereof the word "negative."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by Mrs. Gus Korth, Jamestown, urging the defeat of Senate Bills 108, 109 and 110.

Was referred to the Committee on State Affairs.

Senator Tinnes presented a communication, signed by Richard G. Brown, Valley City, opposing House Bill No. 233.

Was referred to the Committee on State Affairs.

A resolution was presented, signed by H. F. Madedanz, County Auditor of Burke County, urging the removal of obstacles to the federal government loaning money to farmers of this state.

Was referred to the Committee on Judiciary.

Senator Burkhart presented a communication urging the enactment of certain legislation, signed by Anton and B. A. Klemmens, Kenmare.

Was referred to the Committee on Judiciary.

Petitions were presented urging prevention of modification or repeal of the Prohibition Laws of this State, signed by John N. Saul and 66 others from Litchville, Kathryn and Hastings; Josephine E. Sizer, Minot and 26 others; Mrs. K. E. Campbell, Ryder and 30 others; Thos. Bailie, Watford City and 64 others; which petitions were referred to the Committee on Temperance.

A petition was presented, signed by A. C. Stolt and two other members of the Board of Commissioners of Renville County, urging legislation which will make it possible for North Dakota to obtain Federal Farm Aid.

Was referred to the Committee on Judiciary.

Senator Fredrickson presented a petition, signed by J. M. Johnson, Tolna and 30 others, urging legislation favoring the common schools.

Was referred to the Committee on Education.

A communication was presented, signed by Mrs. L. S. Parkhurst, Club Secretary of the Watford City Homemakers Club opposing House Bill No. 67.

Was referred to the Committee on State Affairs.

Senator Whitman presented a petition signed by R. D. Henry, Kampton and 24 others opposing a raise in the cream station license.

Was referred to the Committee on Appropriations.

Senator Gronvold presented a communication signed by C. E. Hill, Wolford, and 8 others requesting an amendment to House Bill No. 140.

Was referred to the Committee on Ways and Means.

Senator Lind presented a communication signed by Mikel Harstad, Chairman Cow Creek Local No. 390, Bonetrail, favoring recommendation by Alfred S. Dale.

Was referred to the Committee on Banks and Banking.

Senator Regeth presented a telegram signed by Dr. R. L. Mason, Killdeer, opposing Senate Bill No. 129.

Was referred to the Committee on State Affairs.

Senator Porter presented four telegrams urging retention of the County Agent, signed by Thos. L. McKnight and R. D. McLean, Hannah; H. W. Hall and four others, Sarles; David McKay and 10 others, Milton; John Porter and four others, Calvin.

Were referred to the Committee on State Affairs.

Senator Lind presented a petition signed Jennie Solberg, Buford and 28 others, opposing proposed Bill to dispose of township officers.

Was referred to the Committee on State Affairs.

Senator Whitman presented a telegram, signed by United Commercial Travelers protesting transfer of gasoline tax money.

Was referred to the Committee on Highways.

Senator Tinnes presented two telegrams, signed by Lawrence J. Mero, secretary, State Federation of Labor and Joe W. Hughes, president Grand Forks Typographical Union, Grand Forks, opposing House Bills No. 196 and 198.

Were referred to the Committee on Public Printing.

A communication was also presented, signed by Lawrence J. Mero, and two other members of Grand Forks Labor Assembly, relative to the school situation in Grand Forks.

Was referred to the Committee on Education.

Senator Tinnes presented two communications from Charles Whelchel, Secretary of the Ministerial Association, Grand Forks, favoring Senate Bills Nos. 152 and 153, also opposing Senate Bills Nos. 108, 109 and 110.

Were referred to the Committee on Education and State Affairs respectively.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the

Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

And find the same correctly enrolled.

Also,

Senate Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of license, and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 177. A Bill for an Act to amend and reenact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 180. A Bill for an Act to amend and reenact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

And find same properly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 107. A Bill for an Act to amend and reenact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, transpose lines 11 and 12, also in Section 2 after line 21 insert line 21½ to read as follows: "Decedent's equitable interest in real estate within the state". Also strike out the No. 4 in subdivision 4, line 22 and re-number same "5". Number line 21½ sub-division "4". Also on page 4, subdivision 8, line 87, after the word "policies" insert "not in excess of \$20,000". Also on page 5, line 7, strike out the figure "1" and insert the figure "2". Strike out in line "9" the number "1½" and insert the figure "4". Also in line "11" insert the figure "6" in lieu of figure "2". Also in line "13" strike out the number "2½" and insert the figure "8". Also in line 15 strike out the figure "3" and insert the number "10". Also in line "17" strike out the number "3½" and insert the number "12". Also in line "19" strike out the number "4" and insert the number "14". Also in line "21", strike out the number "5" and insert the number "17". Also in line 23 strike out the number "6" and insert the number "20". Also in line 25, strike out the number "7" and insert the number "23". Also on page 6, line 37, strike out the

number "3000" and insert in lieu thereof the number "2000". Also on page 6, lines 42 and 43, after the word "of" strike out the following: "United States territory or any political subdivision thereof or the District of Columbia, or". Also in line 47, page 6, annex the letters "al" to the word education. Also on page 9, Section 3, line 3, strike out the number "283" and insert in lieu thereof the number "282". Also on page 11, Section 4, line 3, strike out the number "283" and insert in lieu thereof the number "282".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 35. A Bill for an Act defining and exempting from taxation a farm home, providing for the taxation of lands not falling within the definition of a farm home, providing for the taxation of additional lands held by persons, firms, corporations, or associations, graduated to increase in the amount of tax per quarter section or major fraction thereof, as holdings of such lands increase, and repealing all acts or parts of Acts in conflict therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 224. A Bill for an Act to amend and re-enact Section 3582 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 168 of the Laws of 1929, relating to the number of aldermen in cities organized under the general law and providing for the number of aldermen in cities which have adopted the City Manager Plan.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Bill No. 53. A Bill for an Act to repeal Section 910, Compiled Laws of 1913, as amended by Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Have had the same under consideration and recommend that the same be amended as follows:

In title of Bill strike out the words and figures "Section 910, Compiled Laws of 1913, as amended by."

Also in Section 1 of Bill strike out the words and figures "Section 910, Compiled Laws of 1913, as amended by."

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that Senate Bill No. 233 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Brostuen moved that the minority and majority reports of the Committee on Counties on Senate Bill No. 229 be held over one legislative day, this being a legal holiday.

Which motion prevailed.

Senator Burkhart moved that all absent Senators be excused.

Which motion prevailed.

Senator Wog moved that Senate Bill No. 273 be re-referred to the Committee on Ways and Means.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Gilbert Movius and P. M. Fada, Lidgerwood; Dr. Miller, Bismarck; Mrs. C. W. Lewis, Fargo; Judge R. N. Davies, Grand Forks; J. P. Sell, Bismarck; Orville Erickson, Fargo; Marie K. E. Stiening, Fargo; Agnes Pries, Garrison; Rev. J. H. Gamble and Dr. Haniman, Grand Forks; Al Feikert, Jamestown.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 14, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Lippert.

Roll Call: All Senators present except Senators Brunsdale, Greene and Jones.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day After Recess and Forty-second Day and recommend that the same be corrected as follows:

On page 8, line 1, strike out the name, "Magedang" and insert in lieu thereof the name "Magedanz."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 14, 1933.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Which the House has amended:

Also transmit:

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was presented from the United Commercial Travelers, Minot Council No. 277, opposing diversion of road fund or gas tax fund for any other purpose.

Was referred to the Committee on Highways.

Senator Porter presented a telegram from Mrs. E. Ditschman, 4-H Club Leader, Munich, urging retention of County Agents.

A like petition was presented from Loma, N. Dak.

Were referred to the Committee on State Affairs.

A communication was presented from R. E. Wenzel, Chairman, North Dakota Workmen's Compensation Bureau, relative to House Bill No. 146.

Was referred to the Committee on State Affairs.

A communication was presented from the Dorcas Class of the First Presbyterian Church, Fargo, protesting legalizing motion pictures on Sunday.

Was referred to the Committee on State Affairs.

Senator Whitman presented a telegram, signed by Jack Hammelsmith, for the Trades and Labor Assembly, Grand Forks, opposing Senate Bills Nos. 196 and 198.

Was referred to the Committee on Education.

Senator McDonald presented a communication signed by M. J. Olson, Jr., Driscoll, favoring the bill introduced by Senator Whelan legalizing crop mortgages.

Was referred to the Committee on Judiciary.

Senator Tinnes presented a telegram from Andrew Bye, Reynolds, opposing House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Tinnes presented a telegram from the Chamber of Commerce, Grand Forks, opposing Senate Bills Nos. 211, 212 and 213.

Was referred to the Committee on Education.

A petition was presented urging prevention of modification or repeal of existing prohibition laws of this state, signed by Rev. C. Framstad, Vice President of the Fargo District of the Lutheran Free Church of America.

Was referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Were delivered to the Governor for his approval at the hour of 2:20 o'clock p. m., February 14, 1933.

TOM WHELAN,
Chairman.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report.

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

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Have had the same under consideration and recommend that the same do pass.

G. A. JONES,
ANTON LARSON,
WILLIAM KAMRATH,
DANA J. TINNES,
GUST WOG,

G. A. JONES,
Chairman.

A minority of the Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. EASTGATE,
F. T. GRONVOLD,
TOM WHELAN,
NELS P. SIMONSON,
S. J. ATKINS.

Senator Jones moved that the majority report be adopted.

Senator Atkins moved that the minority report be substituted for the majority report.

Which motion was lost.

Senator Cain demanded a Roll Call.

ROLL CALL

The question being on the adoption of the minority report on Senate Bill No. 229, the roll was called and there were ayes, 19; nays, 30; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Brunsdale	Lynch	Simonson
Cain	Martin	Trovatten
Eastgate	Miller	Watt
Field	Murphy	Whelan
Fowler	Plath	Whitman
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Matthaei
Bonzer	Handley	Miklethun
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Drew	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Greene	Marshall	Wog

So the minority report was declared lost.

Senator Erickson of Kidder explained his vote as follows: "I am not particularly interested in this Bill one way or the other, but when somebody out in the sticks sets himself up to be a farmer and writes a letter calling attention to the members here that one of our members of the Legislative body who was sent here by the vote back home, and likens him to 'Judas Iscariot,' I am going to vote Nay for the Bill."

The question was then upon the original motion of Senator Jones that the majority report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, Section 2, line one, strike out the word "Joint" and insert in lieu thereof the word "Agricultural".

In Section 2, line two, change the word "Committee" to "Committees".

In Section 2, line two, after the word "Senate" strike out the words "on subject of Agriculture"; and in same line after the word "shall" insert the word "jointly".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 230. A Bill for an Act appropriating the sum of five thousand (\$5,000.00) dollars from the general funds of the State of North Dakota to compensate Honorable Thomas H. Pugh, Judge of the Sixth Judicial District of North Dakota for services rendered as Court Commissioner or Special Judge under Chapter 137 Session Laws of North Dakota for 1923 as Amended and Re-enacted by Section 51, Chapter 96 Session Laws of 1931.

Have had the same under consideration and return the same without recommendation.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Have had the same under consideration and recommend that the same be amended as follows:

In line five strike out the word "three" and insert in lieu thereof the word "two."

Add Section 3 "Saving Clause"

The provisions of this act shall not prohibit the purchase of new books to replace books purchased prior to September 15, 1930.

Change Section three to Section four in printed bill.

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 168. A Bill for an Act to amend and re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the year 1919, known as the Workmen's Compensation Act, relating to review and appeals from de-

cisions of the Workmen's Compensation Bureau; and providing for the repeal of all acts and parts of acts in conflict herewith, and making the same an emergency measure.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Resolution No. A7. A Resolution memorializing the Congress of the United States in the interest of a speedy return of the Commodity price level to the stage at which the bulk of existing debts were incurred, and its permanent stabilization at that stage, which object, in our judgment, can best be attained by prompt passage of legislation embodying the Tinnes plan to stabilize the buying power of money as set forth in the Burtness bills H. R. 20 and H. R. 21.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States before such license can be granted.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted.

Which motion was seconded.

Senator Stucke moved that Senate Bill No. 219 be re-referred to the Committee on State Affairs.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 109. A Bill for an Act to repeal Sections 9236, 9238, 9241A, 9242, and 9242A of the Supplement to the 1913 Compiled Laws of North Dakota, relating to servile labor on Sunday, prohibited sports on Sunday enumerated, Sunday dances, punishment for Sabbath breaking, and the emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 185. A Bill for an Act to amend and re-enact Article 2-a of Chapter 21; being Sections 1866A1 to 1866A7, inclusive, of the supplement to the 1913 Compiled Laws of North Dakota, relating to the Northwest Agricultural Livestock and Fair Association.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following: "For an act to amend and re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. Amendment. That Section 1866A4, Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows: 1866A4. (Governor and Attorney General to Accept Title; Failure of State Appropriations, Land Reverts to Original Owners; Board of Directors.) When the State of North Dakota accepts the title to the land so acquired by said association, which acceptance shall be made by the governor and attorney general, thereupon, and not before such time, shall the deed of conveyance of said property to the state be accepted and recorded. Should this Act be repealed, then and in that event, the title to said premises shall revert to, and become the property of the association that transferred the same to the state; provided, further, that the state shall never become liable for any of the debts and liabilities of said association save as appropriations shall be made therefor from time to time by

the legislative assembly. The provisions of this article shall not become binding upon the state as to said fair association until such association shall adopt and file with the secretary of state an irrevocable by-law consenting to the provisions hereof and providing that its board of directors shall consist of eleven persons; and that said association shall appoint an advisory committee consisting of the governor, commissioner of agriculture and labor and state auditor together with one resident freeholder from each judicial district of the state; which said committee is privileged to attend the meetings of the association, and is at all times to be fully advised in regard thereto.

Section 2. Repeal.) That Section 1866A6, Supplement to the Compiled Laws of 1913 is hereby repealed.

Section 3. Emergency.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 108. A Bill for an Act to repeal Sections 9232, 9233, 9234, 9235, 9237, 9239 and 9243 of the Compiled Laws of North Dakota, 1913, relating to acts prohibited on the first day of the week, defining Sabbath breaking, definition of the "day", and Acts of Sabbath breaking enumerated, defense in case other day is observed, and trades and employments prohibited.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
W. H. PORTER,
W. S. WHITMAN,
W. E. MARTIN,
E. E. GREENE,

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the minority report be adopted, which motion was seconded.

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 108. A Bill for an Act to repeal Sections 9232, 9233, 9234, 9235, 9237, 9239 and 9243 of the Compiled Laws of North Dakota, 1913, relating to acts prohibited on the first day of the week, defining Sabbath breaking, definition of the "day", and Acts of Sabbath breaking enumerated, defense in case other day is observed, and trades and employments prohibited.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
D. J. TINNES,
A. F. BONZER, Jr.,
C. A. MILLER,
J. P. CAIN,
W. D. LYNCH,
WM. WATT,
O. E. ERICKSON,
NELS MAGNUSON,
A. W. FOWLER.

Senator Fredrickson moved that the majority report be substituted for the minority report.

Senator Atkins demanded a roll call.

ROLL CALL

The question being on the adoption of the Majority Report on Senate Bill No. 108.

The roll was called and there were ayes, 31; nays, 18; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Miller
Bonzer	Fowler	Murphy
Burkhart	Fredrickson	Patten
Brunsdale	Gronvold	Plath
Cain	Handley	Simonson
Drew	Indergaard	Tinnes
Dubay	Lynch	Trovatten
Erickson, Divide	McDonald	Watt
Erickson, Kidder	Magnuson	Whelan
Eastgate	Marshall	
Field	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Larson	Regeth
Brostuen	Lind	Stucke
Greene	Martin	Trout
Hamilton	Matthaei	Thorson
Jones	Olson	Whitman
Kamrath	Porter	Wog

So the Majority Report was adopted.

Senator Hamilton moved that the vote by which the Majority Report on Senate Bill No. 108 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 150. A Bill for an Act to repeal Section 7692 of the Compiled Laws of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "a bill" and insert in lieu thereof the following: "For an Act to Repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments." BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA: Section 1. (Repeal.) All of Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, are hereby repealed."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, additions to buildings and mechanical appliances attached to buildings which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line two of the title of the engrossed bill, strike out the words: "Additions to buildings".

In line three of the engrossed bill, after the word "has" insert the following language: "prior to the taking effect of this act."

In line 5 of the engrossed bill, strike out the words: "buildings or additions to buildings," and insert in lieu

thereof, the following language: "original, complete and independent buildings, erected or improvements whether the same have been placed on a foundation or not."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b13, 189b15, 189b17, 189b20, 189b21, 189b22, 189b25, 189b29, 189b30, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 170, Session Laws of 1931 and repealing Sections 5, 7, and 8 of Chapter 170, Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for and giving notice of priority of Hail Indemnity Tax Liens, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

That the title of said Bill No. 143 be stricken out, and the following language inserted in lieu thereof: "An Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for the collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency."

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

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

Senator Fredrickson moved that Senate Bills No. 35 and 203 be re-referred to the Committee on Insurance.

Which motion prevailed.

Senator Wog moved that Senate Bills Nos. 187 and 189 be re-referred to the Committee on Corporations other than Municipal.

Which motion prevailed.

Senator Erickson of Kidder moved that House Bill No. 117 be referred to the Committee on State Affairs.

Which motion prevailed.

Senator Brunsdale moved that all absent Senators be excused.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Also

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

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

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Brostuen moved that the Senate do concur in the House Amendment to Senate Bill No. 63.

Which motion prevailed.

Senator Fine moved that the rules be suspended and Senate Bill No. 63, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of real property which is exempt from taxation, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Whitman moved that the Senate do concur in the House amendment to Senate Bill No, 87.

Which motion was seconded.

Senator Bangert moved that Senate Bill No. 87 be laid over one Legislative day.

Which motion prevailed.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that Senate Bill No. 241 be re-referred to the Committee on Appropriations.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.
Martin
Tinnis

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

Senator Brostuen requested that the following amendment to Senate Bill No. 132 be read from the desk:

The following amendment is offered to Senate Bill No. 132. On line 31, page 8, in Section 5 of the printed bill, after the period following the word "highways", insert the following sentence:

"On making the payments to the state auditor as provided in this section, the dealer shall first deduct from the amount of tax due 1½ per centum thereof to provide for loss and to cover the cost of collecting said tax and transmitting the same to the state auditor."

Senator Brostuen moved for the adoption of the proposed amendment to Senate Bill No. 132.

Which motion was seconded.

Senator Burkhart moved that Senate Bill No. 132 be referred to the Committee on Tax and Tax Laws.

Which motion prevailed.

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzar	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Martin
Erickson, Kidder	Tinnes

So the bill passed and the title was agreed to.

Senate Bill No. 180. A Bill for an Act to amend and reenact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Cain	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Miklethun

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Martin	Tinnes

So the bill passed and the title was agreed to.

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Trout
Eastgate	McDonald	Thorson

Messrs.	Messrs.	Messrs.
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Tinnes
Martin	Watt

So the bill passed and the title was agreed to.

Senator Eastgate moved for an amendment to Senate Bill No. 165 as follows: Where the words "a memorial" appear in the printed bill, add the words "or memorials".

Which motion prevailed.

Senator Eastgate moved that the rules be suspended and Senate Bill No. 165 as amended be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Kidder	Lynch	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Erickson, Divide

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Martin	Tinnes
Greene	Patten	Watt

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

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Plath
Bonzer	Hamilton	Patten
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Thorson
Dubay	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Handley

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Martin	Trout
Indergaard	Tinnes	

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Was read the third time.

ROLL CALL

The question being on the final passage of the Concurrent Resolution, as amended, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miklethun
Bonzer	Hamilton	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	McDonald	Trovatten
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Brunsdale	Handley	Porter
Cain	Lynch	Watt
Eastgate	Miller	Whelan
Fowler	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Simonson	Tinnes

So the resolution was declared carried.

Senator Fine moved that the vote by which Senate Concurrent Resolution No. H was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Whitman moved for the adoption of the proposed amendment to Senate Bill No. 106 as printed in the Senate Journal of February 11.

Senator Whitman demanded a roll call on the adoption of the proposed amendment.

ROLL CALL

The question being on the adoption of the amendment to Senate Bill No. 106, the roll was called and there were ayes, 13; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Brunsdale	Gronvold	Porter
Cain	Jones	Whitman
Eastgate	Lynch	
Field	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Tinnes	Trovatten

So the amendment was declared lost.

Senator Bangert moved that Senate Bill No. 106 be laid over for two legislative days.

Which motion was lost.

Senator Cain moved for an amendment to Senate Bill No. 106 as follows: "that the words and figures "2,500" be stricken out and the words and figures "6,000" be inserted in lieu thereof.

Which motion was lost.

The question was upon the original bill as amended by the Standing Committee.

Senator Fowler moved as a substitute motion that further action on Senate Bill No. 106 be indefinitely postponed.

A roll call was demanded, on the adoption of the substitute motion.

ROLL CALL

The question being on the adoption of the substitute motion, the roll was called and there were ayes, 18; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Brunsdale	Gronvold	Porter
Cain	Lynch	Watt
Drew	Miklethun	Whelan
Eastgate	Murphy	Whitman
Field	Olson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Marshall
Bonzer	Handley	Matthaei
Brostuen	Indergaard	Miller
Burkhart	Jones	Patten
Dubay	Kamrath	Regeth
Erickson, Kidder	Larson	Simonson
Fine	Lind	Stucke
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Tinnes
Martin	Trovatten

So the substitute motion was declared lost.

Senator Bangert moved that Senate Bill No. 106 be laid over for one legislative day.

Which motion was lost.

Senator Cain moved that the amendments to Senate Bill No. 106 by the Standing Committee be stricken out.

Which motion was lost.

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 20; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Marshall
Burkhart	Jones	Matthaei
Erickson, Kidder	Kamrath	Regeth
Fine	Larson	Simonson

Messrs.	Messrs.	Messrs.
Fredrickson	Lind	Stucke
Greene	McDonald	Thorson
Hamilton	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Olson
Bangert	Fowler	Patten
Bonzer	Gronvold	Plath
Brunsdale	Handley	Porter
Cain	Lynch	Trout
Drew	Miklethun	Watt
Dubay	Miller	Whelan
Eastgate	Murphy	Wog

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Tinnes
Martin	Trovatten

Passed:

Messrs.
Whitman

So the bill was declared lost.

Senator Brunsdale moved that the vote by which Senate Bill No. 106 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "When the motion was made the other day to reconsider the vote by which the Bill was defeated, it was my understanding that the different elements of the Senate would get together on a Bill for which we could all vote. I voted against the measure then and unless it is amended, I shall have to vote against it again, and I vote Nay at this time."

Senator Atkins moved that Senator Whitman be excused from voting on Senate Bill No. 106.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

G. A. Hample, Oakes; Elwood L. Johnson, Cogswell; Oscar M. Walstead, Forman; L. W. Farran, Stirum; Walter F. Strand, Rutland; Joe Thompson, Mrs. P. J. Flaten, Hoople; R. O. Logeson, Percy Donnelly, Grafton; Peter Fogg, Olaf Johnson, Englevale; H. J. Solwick, Finley; George W. Field, Wahpeton; Mrs. E. M. Vetter, Cleve Kennelly, Mrs. Cleve Kennelly, Mrs. L. G. Smith, Mandan.

Senator Indergaard moved that the Senate do now recess until 1:30 p. m. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 15, 1933.

The Senate convened at 1:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eighth Order of Business.

THIRD READING OF SENATE BILLS

Senator Brostuen moved to amend Senate Bill No. 107 as follows:

Page 6 line 42, of the printed bill, strike out the word "the."

Which motion prevailed.

Senator Fowler moved to further amend Senate Bill No. 107 as follows:

"That the percentage fixed by the Standing Committee amendment be reduced fifty per cent (50%)."

Which motion was seconded.

Senator Indergaard moved that the Senate do now adjourn.

Which motion prevailed.

FORTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 15, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain Rev. Lippert.

Roll Call: All Senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third Day and recommend that the same be corrected as follows:

On page 5, strike out lines 24 and 25, and following the minority report on Senate Bill No. 229 insert the following: "Senator Jones moved that the majority report be adopted."

On page 6, following the explanation of vote, insert the following paragraph:

"The question was then upon the original motion of Senator Jones that the majority report be adopted, which motion prevailed and the report was adopted."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Whitman presented a communication, signed by V. O. Ernst, Grand Forks, opposing legislation to tax chain stores.

A like petition was presented, signed by E. F. Routier, Devils Lake.

Which two petitions were referred to the Committee on Tax and Tax Laws.

Petitions were presented, signed by Wm. Duncan, and 64 others from Cavalier County, opposing any law providing for compulsory state hail insurance.

Was referred to the Committee on Insurance.

A petition was presented, signed by P. J. Hornbacher, Enderlin, and 46 others, opposing House Bill prohibiting tax to the extent of \$800.00 on chain stores.

A like communication was presented from Z. Z. Rangnote, Grand Forks.

Were referred to the Committee on Tax and Tax Laws.

Senator Larson presented a petition, signed by Harry O. Lynn, Linton, and 23 others, protesting taxing chain stores.

Was referred to the Committee on Tax and Tax Laws.

Senator Handley presented a petition, signed by Mrs. H. C. Williams, Sargent County, and 28 others, asking for the enactment of certain legislation.

Was referred to the Committee on Tax and Tax Laws.

Senator Cain presented a petition, signed by Elling Helmer, Taylor, and 37 others, opposing House Bills No. 76 and No. 77.

Was referred to the Committee on State Affairs.

A communication was presented from Charles Liessman, Deputy Secretary of State with attached copy of Senate Concurrent Resolution No. 8, 14th Legislature, State of Oklahoma, memorializing Congress for the repeal of one cent (1c) per gallon excise tax on gasoline.

Was referred to the Committee on Highways.

Senator Whitman presented a communication from the Chamber of Commerce, Grand Forks, opposing Senate Bills Nos. 211, 212 and 213.

Was referred to the Committee on Railroads.

A petition was presented, signed by John Kuske, Manfred, and nine others, urging legislation placing a tax on dogs.

Was referred to the Committee on Livestock.

Senator Whitman presented a petition, signed by the United Commercial Travelers, Grand Forks, asking that the money collected in the form of a gasoline tax be used entirely on highways.

Was referred to the Committee on Highways.

Senator Greene presented a petition, signed by Jerome E. Webber, Jamestown, and 69 others, opposing repeal of the Sabbath laws.

Was referred to the Committee on State Affairs.

Senator Drew presented a petition, signed by J. G. Calderwood, Crary, and 23 others, urging retention of the County Agent work.

Was referred to the Committee on State Affairs.

Senator Magnuson presented a petition, signed by A. C. Mour, Rolla, and 19 others, opposing a raise in the cream station license fee.

Was referred to the Committee on Appropriations.

Senator Regeth presented a communication, signed by Mrs. A. R. Moffitt, Dunn Center, opposing repeal of the prohibition laws in this State.

Was referred to the Committee on Temperance at the request of Senator Regeth.

Senator Fredrickson presented a communication, signed by J. L. Morken, A. L. Gulbro, C. J. Elsaas, Pekin, asking legislation making crop mortgages legal.

Was referred to the Committee on State Affairs.

**REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

And find the same correctly enrolled.

Also,

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Also,

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by

co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Also,

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the North-west Agricultural Livestock and Fair Association, and declaring an emergency.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business."

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the period and quotation marks, after the word "business", in the last line of the title; add a comma and the following language: "and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law," and declaring an emergency.

In Section 2, in the last line of said section: after the word "purposes" strike out comma and quotation marks and add the following language: "provided further that the ten year limitation provided by this Section shall be deemed a covenant, running with the title to the land against any grantee, successor or assignee of such corporation, which is also a corporation."

In Section 3, after the word: "purposes", in the last line of said section: change the period to a comma, and add the fol-

lowing language: "providing further that the ten year limitation provided by this Section shall be deemed a covenant, running with the title to the land, against any grantee, successor or assignee of such corporation, which is also a corporation."

Strike out all of Section 4, and insert in lieu thereof the following:

"Section 4. TITLE LEGALIZED: That the title and ownership of any real estate acquired, in any manner, by any domestic or foreign corporation, since the approval and adoption of the aforesaid initiated law, is hereby declared to be legal and valid for all purposes, notwithstanding any provision in said initiated law contained, but subject however, to all of the provisions now contained in said initiated law as hereby amended and re-enacted."

Then add Section 5 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 when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, Line 3, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 201. A Bill for an Act to amend and re-enact Section 15, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, Co-operative Functions, that the North Dakota Crop Improvement Association shall be designated an official cooperating agency with authority to confer and advise with the President of the North Dakota Agricultural College and the State Seed Commissioner, and to designate other cooperating agencies; and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 199. A Bill for an Act to amend and re-enact Section 1, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, State Seed Department, transferring the department and equipment thereof to the North Dakota Agricultural College and establishing the State Seed Department with its headquarters at the North Dakota Agricultural College, Fargo, North Dakota, as a part of the North Dakota Agricultural College, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 15, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Which the Speaker has signed.

Also transmit:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Also,

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Com-

piled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Also,

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Thereof, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special

and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

Which the House has passed and your favorable consideration is respectfully requested:

I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 198. A Bill for an Act to amend and re-enact Section 2, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, State Seed Commissioner and his agents and employees, investing his and their appointment in the president of the North Dakota Agricultural College, subject to approval of the Board of Administration, and to declare an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 200. A Bill for an Act to amend and re-enact Section 5, Chapter 258 of the Session Laws of the State of North Dakota for the year 1931, Official Laboratories, directing the President of the North Dakota Agricultural College to provide laboratories and offices for the proper execution of the work of the State Seed Department, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Have had the same under consideration and recommend that the same be amended as follows:

In line 21 of Section 5 of the engrossed bill following the word "Commissioners" strike out balance of line and all of lines 22, 23, 24, 25, 26 and up to and including the word "Commissioners" in line 27.

And when so amended recommend the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 235. A Bill for an Act to regulate all associations, corporations, individuals, or groups who engage in furnishing meals or lodgings for profit.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 4, strike out the word "any" and insert in lieu thereof the words "more than six".

Section 2, after the word "to" and before the word "towns" insert the word "cities".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the printed bill in line 1 on page 1, after the word and figures "Section 1", insert the word "Amendment."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed bill strike out the word "or" and insert in lieu thereof the following language: "and with the approval of."

In line 8 of the printed bill strike out the word "or" and insert in lieu thereof "and with the approval of."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

Senator Fredrickson moved that Senate Bill No. 260 be re-referred to the Committee on Agriculture.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 250 be re-referred to the Committee on Ways and Means.

Which motion prevailed.

Senator Erickson of Kidder introduced:

Senate Resolution A-9, protesting the publication of the statement of C. P. Stone in the press of the state, that legislators who opposed the repeal of the present prohibition laws of this state would be subjected to recall.

Senator Erickson moved that Senate Resolution No. A-9 be printed in the Journal and laid over one legislative day.

Which motion was seconded.

Senator Matthaei moved as a substitute motion that Senate Resolution No. A-9 be referred to a committee.

Which motion prevailed.

And Senate Resolution No. A-9 was referred to the Committee on State Affairs.

Senator Hamilton moved that Senate Resolution No. Q be printed in the Journal.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. Q.

Introduced by Senator Hamilton.

WHEREAS, There was published in the North Dakota Historical Quarterly for July-September, 1932, an article written by W. M. Wemett, Professor of History at the State Normal School at Valley City, said article bearing the title: "Custer's Expedition to the Black Hills, 1874;" and:

WHEREAS, the said article in furtherance of a vicious campaign of misrepresentation, contains a statement reflecting on the honored name of Grant and directly involving the name and person of Colonel Fred D. Grant, deceased, an officer of the United States Army; and:

WHEREAS, The said article was published in the official organ of the State Historical Society of North Dakota as above, and under the editorial direction and authority of Dr. O. G. Libby, Dean of History at the University of North Dakota, and who is also Secretary of the State Historical Society of North Dakota and editor of the North Dakota Historical Quarterly; and:

WHEREAS, It appears that the writing and publication of said article by men in the pay of the state and prominently identified, as historians, with the state's educational system tends unfairly to associate the name of the state with the incident, and places it in a doubtful position with reference to the published statement aforesaid;

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING, THAT the State of North Dakota disavows the said article, and deplors the publication of the statement REFERRED to as being untrue, unfair and libelous; that due and proper apology and retraction be required forthwith from the editor of the said Historical Quarterly; the same to be published therein; and further, that the text of this Resolution be printed at the same time and in the same issue of the Quarterly in which the said editorial apology and retraction are published. All subject to the approval of his Excellency, the Governor of the State.

RESOLVED FURTHER, That a certified copy of this Resolution be forwarded to the President of the North Dakota Historical Society, to the President of the State Board of Administration and to the Governor of the State, the Honorable William Langer.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

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

UNFINISHED BUSINESS

The President announced that the question was upon the substitute motion of Senator Fowler to further amend Senate Bill No. 107.

Which motion was lost.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 107, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fredrickson	Marshall	Watt
Greene	Matthaei	Whelan
Gronvold	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Cain	Lynch	Whitman
Drew	Murphy	
Eastgate	Plath	

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

Senator Fine moved that the vote by which Senate Bill No. 107 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke

Messrs.	Messrs.	Messrs.
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Murphy

So the bill passed and the title was agreed to.

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 9; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Thorson
Dubay	Lind	Trovatten
Erickson, Burke	Lynch	Watt
Erickson, Kidder	McDonald	Whelan
Eastgate	Magnuson	Whitman
Field	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Martin	Patten
Fine	Miklethun	Tinnes
Greene	Olson	Trout

So the bill passed and the title was agreed to.

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Patten
Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.

Erickson, Kidder

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Marshall moved that the Senate do concur in the House amendment to Senate Bill No. 2.

Which motion prevailed.

Senator Marshall moved that the rules be suspended and Senate Bill No. 2, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.

Atkins
Bangert
Bonzer
Brostuen
Burkhart
Brunsdale
Cain
Drew
Dubay
Erickson, Divide
Eastgate
Field
Fine
Fowler
Fredrickson
Greene

Messrs.

Gronvold
Hamilton
Handley
Indergaard
Jones
Kamrath
Larson
Lind
Lynch
Martin
McDonald
Magnuson
Marshall
Matthaei
Miklethun
Miller

Messrs.

Murphy
Olson
Patten
Plath
Porter
Regeth
Simonson
Stucke
Tinnes
Trout
Thorson
Trovatten
Watt
Whelan
Whitman
Wog

Absent and not voting:

Messrs.

Erickson, Kidder

So the bill passed and the title was agreed to.

Senator Whitman moved that the Senate do concur in the House amendment to Senate Bill No. 87.

Which motion prevailed.

Senator Whitman moved that the rules be suspended and Senate Bill No. 87, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.
Erickson, Kidder

Passed:

Messrs.
Bonzer

So the bill passed and the title was agreed to.

Senator Tinnes moved that the Senate do concur in the House amendment to Senate Bill No. 6.

Which motion prevailed.

Senator Stucke moved that the rules be suspended and Senate Bill No. 6 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Erickson, Kidder

So the bill passed and the title was agreed to.

Senator Fine moved that the Senate proceed to the Thirteenth Order of Business.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senator Hamilton moved that Senate Bill No. 229 be placed at the foot of the calendar.

Which motion prevailed.

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final pasage of the Bill, as amended, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Drew	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Fredrickson	Marshall	Whitman
Greene	Matthaei	Wog
Gronvold	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Tinnes
Brunsdale	Martin	Watt
Cain	Murphy	Whelan
Dubay	Plath	
Eastgate	Porter	

Absent and not voting:

Messrs.
Kamrath

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

Senator Thorson moved that the vote by which Senate Bill No. 154 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "Personally I know very little about the workings of the bill; however, the men who seem to be interested in agriculture seem to have great faith in its possibilities and while I regret voting for any new commission at this time, I am going to vote "aye".

Senator Hamilton requested that the Senate rescind from the motion placing Senate Bill No. 229 at the foot of the calendar and that it be placed at the head of the calendar.

There being no objection, the request was granted.

Senator Hamilton moved to amend Senate Bill No. 229 as follows: "In line 10 of the printed bill after the word "railroad," strike out everything down to the word "vote," in line 12, page 2.

Which motion prevailed.

Senator Hamilton moved to amend Senate Bill No. 229 as follows: Where the word "four years" appears change "four" to "ten".

Which motion prevailed.

Senator Cain moved to amend Senate Bill No. 229 as follows: In line 18, page 2, strike out the following language, "the highest number," and insert in lieu thereof "sixty per cent of all legal."

Which motion was lost.

Senator Hamilton moved that Senate Bill No. 229, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 229. A Bill for an Act to amend and

re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Bonzer	Jones	Patten
Burkhart	Kamrath	Regeth
Erickson, Divide	Larson	Simonson
Erickson, Kidder	McDonald	Stucke
Fine	Magnuson	Trout
Greene	Marshall	Thorson
Hamilton	Matthaei	Wog
Handley	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Brostuen	Fredrickson	Porter
Brunsdale	Gronvold	Tinnes
Cain	Lind	Trovatten
Drew	Lynch	Watt
Dubay	Martin	Whelan
Eastgate	Miller	Whitman
Field	Murphy	

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 229 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarek, North Dakota,
February 15, 1933.

Mr. President: I have the honor to transmit herewith:

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Also,

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to

the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

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

Also return:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Which the Speaker has signed.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

Senate Bill No. 230. A Bill for an Act appropriating the sum of five thousand (\$5,000.00) dollars from the general funds of the State of North Dakota to compensate Honorable Thomas H. Pugh, Judge of the Sixth Judicial District of North Dakota for services rendered as Court Commissioner or Special Judge under Chapter 137 Session Laws of North Dakota for 1923 as Amended and Re-enacted by Section 51, Chapter 96 Session Laws of 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 13; nays, 34; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Brunsdale	Lynch	Whelan
Cain	Martin	Whitman
Eastgate	Murphy	
Fowler	Klath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Bonzer	Indergaard	Regeth
Brostuen	Jones	Simonson
Burkhart	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Miklethun	Wog
Greene	Miller	
Hamilton	Olson	

Absent and not voting:

Messrs.
Fredrickson
Matthaei

So the bill was declared lost.

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.
 Fredrickson
 Hamilton

So the bill passed and the title was agreed to.

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout

Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.

Fredrickson

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

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.

Miklethun

Patten

Absent and not voting:

Messrs.

Brostuen

Indergaard

Messrs.

Simonson

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

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Simonson

So the bill passed and the title was agreed to.

Senator Fowler moved that Senate Bill No. 8 be amended as follows:

On page 14 of the February 14th Senate Journal, strike out the word "erected" and insert in lieu thereof the word "erections".

Which motion prevailed.

Senator Fine moved that the rules be suspended and Senate Bill No. 8, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Jones
Simonson

So the bill passed and the title was agreed to.

Senate Resolution No. A7. A Resolution memorializing the Congress of the United States in the interest of a speedy return of the Commodity price level to the stage at which the bulk of existing debts were incurred, and its permanent stabilization at that stage, which object, in our judgment, can best be attained by prompt passage of legislation embodying the Tinnes plan to stabilize the buying power of money as set forth in the Burtness bills H. R. 20 and H. R. 21.

Was read the third time.

Senator Bonzer moved for the adoption of the Resolution.

Which motion prevailed.

Senator Watt moved that Senate Bill No. 143 be re-referred to the Committee on Appropriations.

Which motion was lost.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Was read the first and second times and referred to the Committee on School and Other Public Lands.

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Was read the first and second times and referred to the Committee on Livestock.

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant

Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Was read the first and second times and referred to the Committee on Education.

MESSAGE FROM THE GOVERNOR
State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

February 14, 1933.

To the Senate of the Twenty-third Legislative Assembly
of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Also,

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Also,

Senate Bill No. 115. A Bill for an Act to amend and re-

enact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Very respectfully,

WILLIAM LANGER,
Governor.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. E. Frank, Tappen; Mr. and Mrs. Robert Franzen, Bismarck; H. W. Lyons, Noel Solien, Dr. DePuy, Jamestown; Wm. Kane, Ed Livingston, Otto Borness, John Werner, Minot; O. N. Stenehjem, Arnegard; Oscar Hagen, Watford City; M. N. Eknes, F. E. Sundstrom, Valley City; E. M. Gillig, Fargo; Dean Beatrice Olson, Grand Forks; M. M. Camrud, Maddock; Miss Florence Skagen, Wm. Kane, Minot; Mrs. D. F. Seed, John Werner, Mrs. C. W. Linnertz, Minot; Ruby Guthrie, Bismarck; Miss Sarah Benedict, Berthold; H. E. Haney, J. E. McCabe, Peter McCabe, Henry Sorenson, John Milstein, Anton Indergard, Belfield; Dora Bischof, Bismarck.

Senator. Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 16, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Andvik.

Roll Call: All Senators present except Senator Jones.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third Day After Recess and Forty-fourth Day, and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND
COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by K. O. Paulson, Bathgate and 91 others, urging the School for Blind be left at Bathgate.

A like petition was presented, signed by W. S. Johnson, Crystal and 58 others.

A like petition was presented, signed by Clair C. Stull, Glasston and 35 others.

Which three petitions were referred to the Committee on Education at the request of Senator Whelan.

Senator Whelan presented a petition, signed by John P. R. Holler, President North Dakota Rural Letter Carriers, Drayton, opposing any diversion of the Gasoline Tax funds.

Was referred to the Committee on Highways.

Senator Fredrickson presented a petition signed by B. E. Bakken, Pekin and 50 others urging repeal of present prohibition laws.

Was referred to the Committee on Temperance.

Senator Brostuen presented a petition signed by H. T. Skovholt, and D. C. Poling, Williston opposing House Bill No. 248.

Was referred to the Committee on Cities and Municipal Corporations.

Senator Magnuson presented a communication, signed by W. R. Ballece, opposing House Bill No. 222.

Was referred to the Committee on State Affairs.

Senator Drew presented a petition, signed by Selmer Sand, Devils Lake, and 11 others, urging the defeat of House Bill No. 67.

Was referred to the Committee on State Affairs .

Senator Handley presented a telegram from A. B. Carlson, Mgr., North American Creameries, Oakes, opposing Senate Bill No. 260.

Was referred to the Committee on Appropriations.

Senator Brunsdale presented a petition signed by C. H. Roholt, Mayville and 141 others urging the defeat of House Bill No. 222.

Was referred to the Committee on State Affairs.

A petition was presented signed by H. W. Bassingthwaite, Sarles, and 13 others, opposing compulsory state hail insurance.

Was referred to the Committee on Insurance.

Senator Magnuson presented a telegram, signed by F. W. Lonsborough, Bottineau, urging support of the tax bill on chain stores.

Was referred to the Committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 121. A Bill for an Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Also,

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Also,

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Were delivered to the Governor for his approval at the hour of 2:10 o'clock p. m., February 16, 1933.

TOM WHELAN,
Chairman.

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Also,

Senate Bill No. 235. A Bill for an Act to regulate all associations, corporations, individuals, or groups who engage in furnishing meals or lodgings for profit.

Also,

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 58. A Bill for an Act providing for the forfeiture to counties of real property upon which taxes are delinquent; fixing the period of such delinquency, the notice to be given and the method of service; and for proceedings for a sale of such property and the disposition of the proceeds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 206. A Bill for an Act to amend and re-enact Chapter 139 of the Session Laws of North Dakota for the year 1919; being an act providing for the levying of tax by County Commissioners, upon being petitioned, for the purpose of creating fund for the extermination of grasshoppers; and providing for the administration of such law by the County Commissioners, designating their duties and the duties of owners, renters and lessees of land with respect thereto, and prescribing penalty for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 268. A Bill for an Act transferring unexpended balances of appropriations made prior to January 1, 1933, for the office of State Examiner, and appropriating such balances to the office of State Examiner as created and established by an Act of the 1933 Session of the Legislative Assembly of the State of North Dakota, and declaring an emergency.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Banks and Banking.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 322. A Bill for an Act to amend and re-enact Chapter 299 of the Session Laws of 1923 relating to the assessment of the capital stock of banks, loan and trust companies and of moneyed capital entering into competition therewith and repealing Chapter 97 of the Session Laws of 1927 and all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Banks and Banking.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 305. A Bill for an Act to Repeal Section 2203 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 209. A Bill for an Act to repeal Section 2, Chapter 150, Session Laws of the State of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. W. PATTEN,
Chairman.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for

1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices.

Have had the same under consideration and recommend that the same be amended as follows:

Following the final word "notices" in the title of the bill, omit the period and add the following language: "and declaring an emergency."

In Section 1, line 2 of the printed bill, strike out the words "of the State of North Dakota" and insert in lieu thereof "as amended and re-enacted by the initiated law approved by the voters at the November, 1932, election."

In line 31 of the printed bill add the letter "s" to the word "line", making it plural. Also add the following clause: "Section 2. EMERGENCY.) An emergency is hereby declared to exist and this Act shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

NELS P. SIMONSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 6 of the printed bill, after the word "right", add the following language: "or for any tractor or for any grain combining machine or for any farm lighting plant, which".

On Page 2, line 13, after the word "disease", insert the following language: or "given for a tractor," or "given for a grain combining machine," or "given for a farm lighting plant."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 214. A Bill for an Act amending and re-enacting in part Section 9, Chapter 69 Session Laws 1919, as amended by Section 9, Chapter 134, Session Laws 1923 (Supp. Compiled Laws 1913, Section 811) to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex-officio capacity as the treasurer of the State Bar Board, disburse the amount paid by members of the Bar of said state as annual license fees.

Have had the same under consideration and recommend that the same be amended as follows:

After the words "A Bill" delete all of the title and insert in lieu thereof the following language: "FOR AN ACT amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency."

After the enacting clause strike out all of lines 1, 2, and 3 of the bill and in lieu thereof insert the following: "Section 1. AMENDMENT.) That Section 811 of the Supplement to the Compiled Laws of the State of North Dakota for 1913 be amended and re-enacted to read as follows:"

In line 4 of the printed bill, before the words "The Clerk", insert the following: "Section 811."

On page 2, line 29, of the printed bill, before the word "EMERGENCY.)", insert the word and figure "Section 2."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 215. A Bill for an Act to amend and re-enact Section 8544A12, relating to investigation of claims, hearing and allowance of claims, in connection with estates of deceased persons; and Section 8544A13, relating to the registration of claims against estates of deceased persons, and waiving notice.

Have had the same under consideration and recommend that the same be amended as follows:

That all of the title of said bill be stricken out and that in lieu thereof the following language be inserted: "FOR AN ACT to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice."

After the enacting clause insert this paragraph:

"Section 1. AMENDMENT.) That Section 8544A12 of the Supplement to the Compiled Laws of the State of North Dakota for 1913 be amended and re-enacted to read as follows:"

On page 2, between lines 28 and 29, insert the following language:

"Section 2. AMENDMENT.) That Section 8544A13 of the Supplement to the Compiled Laws of North Dakota for 1913 be amended and re-enacted to read as follows:

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 57. A Bill for an Act to limit the applications of pardons and paroles to persons convicted of bank robbery or embezzlement or larceny of the assets.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1. of original bill, strike out the following: in Lines 1 and 2: "That after the passage and approval of this act."

In Line 2, Section 1, capitalize the letter "a" in "any" at the beginning of the line.

Also in Line 2, strike out the word "person", and insert in lieu thereof the words: "manager, officer, or director."

Also in Line 3, after the word: "Company", strike out the words: "including any managing officer or director of such bank or trust company."

Also in Line 4, after the word "wilfully", insert "and knowingly".

Also in Line 10, after the first "not" strike out the words "less than ten years and not."

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Have had the same under consideration and recommend that the same be amended as follows:

Amend title by changing the period following the word "State" to a comma and add the following: "and making available from January 1, 1934, that part of said fund appropriated for the Big Bend Bridge."

In line 7 of the printed bill following the word "projects" change the period to a semi-colon and insert the following: "and provided that the appropriation and provision made for the Big Bend Bridge in Chapter 18, Session Laws of North Dakota for 1931, be extended to January 1, 1935, and that said fund appropriated in said chapter be made available after January 1, 1934, out of funds thereafter coming in to said Special Bridge Fund."

And when so amended recommend the same do pass.

A. F. BONZER, Jr.,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

MOTIONS AND RESOLUTIONS

Senator Brostuen moved that all absent Senators be excused.

Which motion prevailed.

Senator Hamilton moved that Senate Resolution No. A-9 be printed in the Journal.

Which motion prevailed.

SENATE RESOLUTION A-9

Introduced by Senator Erickson of Kidder.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

WHEREAS, the Press of the State of North Dakota has given publicity to a statement claimed by the said Press to have been made by C. P. Stone of Mandan, North Dakota, to the effect that any member of either branch of the North Dakota Legislature voting against the repeal of the prohibitive laws will be recalled, and

WHEREAS, the said C. P. Stone has been actively engaged as a lobbyist in the City of Bismarck during the present session of the legislature, now, therefore,

BE IT RESOLVED, that if said statement so published by the Press of the state is true, and if, in fact, the said C. P. Stone made such statement that the action of the said C. P. Stone be and is hereby condemned as un-American, unpatriotic and wholly improper, and

BE IT FURTHER RESOLVED, that such tactics on the part of lobbyists be and is hereby condemned, that if such tactics are permitted on behalf of lobbyists the weapon of intimidation will in many cases prevent an American citizen elected to public office from voting according to the dictates of his conscience or for the best interests of his constituents. Therefore,

BE IT FURTHER RESOLVED, that it is not the purpose of this Resolution to sponsor either side of the proposition in which Mr. Stone was interested but that the purpose of this Resolution is to maintain the integrity of our law making bodies and to afford protection to the members thereof from the threats of unscrupulous, unjust and unfair lobbyist representing an interest who lack the true conception of our American form of Government, and

BE IT FURTHER RESOLVED, that if the statements credited to C. P. Stone are true that he be deprived of the privileges of the floor and balcony of the Senate Chamber of the Twenty-third Legislative Session of the State of North Dakota, and that it shall be the duty of the Sergeant-at-Arms of the Senate to forthwith expel him therefrom if he should seek to enter the said Senate Chamber or balcony thereof.

Senator Drew asked unanimous consent to withdraw Senate Bill No. 216.

Which request was granted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Dakota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

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

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Judiciary introduced:

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, District Deputy Game Wardens, State Health Officer, Members of the Livestock Sanitary Board, State Land Commissioner,

Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans' Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, providing for disposition of fees collected by such appointive officers, and repealing all acts or parts of acts in conflict herewith.

Was read the first and second times and referred to the Committee on Judiciary.

Senator Hamilton asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Company.

Have had the same under consideration and recommend that the same be amended as follows:

In line 21 of the engrossed bill, after the word "security", insert the word "may".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 112. A Bill for an Act relating to the real estate series bonds of the State of North Dakota issued and outstanding at the time this Act takes effect; appropriating moneys to be used for the payment of interest of such bonds as a replacement for taxes which would otherwise have to be levied for the payment thereof; prohibiting the issuance of any more North Dakota real estate series bonds; prohibiting any further transfer of money under the provisions of sub-section "C" of Section 2976t15, Supplement to the Compiled Laws of 1913; transferring certain funds from the State Bridge Fund; repealing all Acts or Parts of Act in conflict with this Act and declaring an emergency to exist.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Concurrent Resolution No. P. A Concurrent Resolution amending the Constitution of the State of North Dakota, providing for a legislature to consist of one body and the membership thereof to consist of one Representative from each of the counties of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

Senator Burkhart asked consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Burkhart moved that Senate Bill No. 143 be made a Special Order of Business for Saturday, February 18th, at 3:00 o'clock.

Which motion prevailed.

Senator Burkhart moved that Senate Bill No. 271 be referred to the Committee on Highways.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Eastgate	Magnuson	Thorson
Field	Marshall	Trovatten
Fine	Matthaei	Watt
Fowler	Miklethun	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.	Messrs.
Atkins	McDonald
Erickson, Kidder	

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

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bonzer	Hamilton	Murphy
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Simonson
Erickson, Divide	Kamrath	Stucke
Eastgate	Larson	Tinnes
Field	Lind	Trovatten
Fine	McDonald	Watt
Fowler	Magnuson	Whitman
Fredrickson	Matthaei	
Greene	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Marshall	Trout
Drew	Olson	Thorson
Dubay	Patten	Whelan
Martin	Regeth	Wog

Absent and not voting:

Messrs.	Messrs.
Cain	Lynch
Erickson, Kidder	

So the bill passed and the title was agreed to.

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bangert	Indergaard	Plath
Bonzer	Jones	Porter
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Brunsdale	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	
Hamilton	Olson	

Absent and not voting:

Messrs.	Messrs.
Cain	Fowler
Erickson, Kidder	

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

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.
Cain	Porter
Fowler	

So Senate Concurrent Resolution K was declared passed.

Senate Bill No. 235. A Bill for an Act to regulate all associations, corporations, individuals, or groups who engage in furnishing meals or lodgings for profit.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Jones	Simonson
Cain	Larson	Stucke
Dubay	Lynch	Tinnes
Erickson, Kidder	Martin	Whelan
Fowler	McDonald	Whitman
Fredrickson	Magnuson	
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Brostuen	Handley	Plath
Brunsdale	Indergaard	Regeth
Drew	Kamrath	Trout
Erickson, Divide	Lind	Thorson
Eastgate	Miklethun	Trovatten
Field	Murphy	Watt
Fine	Olson	Wog

Absent and not voting:

Messrs.	Messrs.
Burkhart	Porter
Matthaei	

So the bill was declared lost.

Senator Fine moved that the vote by which Senate Bill No. 235 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President requested Senator D. H. Hamilton, President Pro Tem to take the Chair.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 16, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either

peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Eastgate	Martin	Trovatten
Field	McDonald	Watt
Fine	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.
Miklethun
Olson

Absent and not voting:

Messrs.
Burkhart
Porter

So the bill passed and the title was agreed to.

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of

North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Miklethun
Burkhart	Indergaard	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Lind	Stucke
Fine	Martin	Trout
Fredrickson	McDonald	Thorson
Greene	Magnuson	Wog
Hamilton	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	* Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Bonzer	Gronvold	Simonson
Brunsdale	Jones	Tinnes
Cain	Lynch	Watt
Drew	Miller	Whelan
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.
Matthaei
Trovatten

So the bill passed and the title was agreed to.

Senator Greene moved that the vote by which Senate Bill No. 228 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 36. A Bill for an Act to appropriate the sum of Two Hundred (\$200.00) Dollars, to pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Porter
Brunsdale	Jones	Regeth
Erickson, Divide	McDonald	Trout
Eastgate	Miller	Watt

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the vote by which House Bill No. 36 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fowler explained his vote as follows: "I don't think the gentleman is legally entitled to this on any ground whatever but I am voting for it as an economy measure."

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Was read the first and second times and referred to the Committee on Agriculture.

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase

of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Was read the first and second times and referred to the Committee on State Affairs.

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Was read the first and second times and referred to the Committee on State Affairs.

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Was read the first and second times and referred to the Committee on State Affairs.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Roy Ilvedson, Herman Anderson, Maria Kollman, Mrs. E. R. Sinkler, Minot; T. H. H. Thoresen, Grand Forks; Mr. LaRue, Devils Lake; E. A. Fladeland, Grand Forks.

Senator Marshall requested the courtesies of the floor be extended to the following ladies from the state convention of Nonpartisan Clubs:

Mrs. Marie Durie, Ellendale; Mrs. Olstad, Drake; Mrs. H. W. Herman, Bismarck; Mrs. Herb Swett, Steele; Mrs. Fritch, Valley City; Mrs. Lennertz, Minot; Mrs. Shurr, Lansford; Mrs. Anna Helming, Lansford; Mrs. Knutson, Coleharbor; Mrs. A. A. Peck, Underwood; Mrs. John Hagen, Fargo; Mrs.

M. O. Agre, Mrs. Fay Harding, Mrs. Ben Larkin, Mrs. C. G. Boise, Bismarck; Mrs. Hill, Mrs. Coffel, Ellendale; Mrs. Regeth, Manning; Mrs. John Benson, Mrs. Frank Vogel, Mrs. Steve Terhorst, Mrs. Toews, Mrs. Wm. Schultz, Bismarck; Mrs. Berry, Mandan.

Senator Fine moved that the Senate do now recess until 12:45 p. m., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 17, 1933.

The Senate convened, pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Also,

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Co.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, Section 4, line 1, strike out the first word "the" and insert in lieu thereof "all the legal"; also in the same line, strike out the word "polled" and insert the word "cast". Also, page 4, Section 6, line 6, strike out the first word "the" and insert in lieu thereof the words "all the legal". Also strike out the word "polled" and insert the word "cast". Also page 4, Section 6, line 7, strike out the first word "the" and insert in lieu thereof the words "all the

legal". In the same line strike out the word "polled" and insert in lieu thereof the word "cast".

And when so amended recommend the same do pass.

G. A. JONES,
Chairman.

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

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

Senate Bill No. 202. A Bill for an Act amending and re-enacting Section 3173, Compiled Laws 1913, to provide the qualifications of a newspaper entitled to publish any legal notice or any matter required to be printed in some newspaper of the State, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS P. SIMONSON,
Chairman.

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

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

Senate Bill No. 272. A Bill for an Act to amend and re-enact Section 2189 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to county auditor's notice of delinquent tax sale.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, Section 1 of the printed bill strike out the words "of the state of North Dakota" and insert in lieu thereof "as amended and re-enacted by the initiated law approved by the voters at the November 1932 election". In line 9 of the printed bill strike out the word "publishes" and insert in lieu thereof the word "published". In line 54 of the printed bill strike out the word "lines" and insert in lieu thereof the word "descriptions" also in the same line insert a period following the word "published" and strike out the following language "and the rate per line charged therefor, which rate shall be that by law provided."

And when so amended recommend the same do pass.

NELS P. SIMONSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 310. A Bill for an Act relating to the relief of the heirs at law of Sigur Hagen, and appropriating \$2,000.00 to compensate the widow and minor children of said Sigur Hagen for the loss of his life when employed by an elevator in this State having no compensation or other insurance.

Have had the same under consideration and return the same without recommendation.

L. O. FREDRICKSON,
Chairman.

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

Senator Watt moved that the adoption of the report of the Committee on State Affairs on Senate Bill No. 95 be deferred until after 2 o'clock.

Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 280. A Bill for an Act making an appropriation to pay compensation to Philamena Beck for permanent disability resulting from an accident occurring to her while employed at the State Training School as an inmate on December 7, 1928.

Have had the same under consideration and return the same without recommendation.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 277. A Bill for an Act making an appropriation to pay compensation to James Boyd for permanent disability resulting from an accident occurring to him while

employed at the State Penitentiary as an inmate on September 18, 1922, whereby his right eye was totally destroyed.

Have had the same under consideration and return the same without recommendation.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 4 beginning with the word "cooperate" strike out the remainder of line 4 and the words "Agricultural College in" in line 5. Also in line 5 strike out the last three letters in the word "providing" and in lieu thereof add the letter "e". On page 4, Section 6, line 4, strike out the words "rural voters" and in lieu thereof insert the words "adult farm population." Also in same line strike out the words "poll list" and insert the words "Federal Census". Also in Section 7, line 5, strike out the word "shall" and insert in lieu thereof the word "may". Also on page 6, line 22, strike out the word "women" and insert in lieu thereof the word "people". Also in Section 11, line 6, strike out the words "rural voters" and insert in lieu thereof the words "adult farm population". Also in same section, line 7, strike out the words "poll list" and insert in lieu thereof the words "Federal Census". Also on page 7, line 10, beginning with the word "provided" strike out the remainder of line 10 to line 15 and insert in lieu thereof "provided that each petitioner must sign his name, state his place of residence and affix the date of signing said petition. No name shall be counted which has been signed more than six months prior to the date of the hearing on said petition. The petition or petitions considered at any hearing shall not be used at any subsequent hearing on the same subject matter".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 274. A Bill for an Act providing for graduated taxation of turkeys.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 312. A Bill for an Act providing that the Workmen's Compensation Bureau may purchase awards made against persons, corporations or associations who fail to pay the premiums.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 325. A Bill for an Act to amend and re-enact Sections 189b1, 189b2, 189b3, 189b4, 189b5, 189b6, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b16, 189b17, 189b19, 189b20, 189b21, 189b22, 189b23, 189b25, 189b29, 189b30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, (as amended and re-enacted by Chapter 170, Session Laws of North Dakota for 1931); repealing Sections 5, 7, 8, and 20 of Chapter 170, Session Laws of North Dakota for 1931; all sections relating to state hail insurance and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Irrigation and Drainage made the following report:

Mr. President: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Have had the same under consideration and recommend that the same do pass.

J. P. CAIN,
Chairman.

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

The Committee on Irrigation and Drainage made the following report:

Mr. President: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Have had the same under consideration and recommend that the same do pass.

J. P. CAIN,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing

that insurance and surety companies shall do business only through authorized agents within the state.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 203. A Bill for an Act making all taxes and special assessments on real property, on which insured buildings or other improvements are located, a first lien on the proceeds of such insurance in case of loss, requiring insurance companies to pay said taxes out of said proceeds when loss is sustained, providing for collection of such taxes from insurance companies failing to comply with the provisions hereof, and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Have had the same under consideration and recommend that the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Have had the same under consideration and recommend that the same do pass.

C .W. FINE,
Chairman.

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

Senator Hamilton asked unanimous consent to return to the Fourth Order of Business.

Which request was granted.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Senator Hamilton presented a Valentine received from "A High-Lights Listener."

Senator Eastgate moved that the verse in the Valentine received by Senator Hamilton be printed in the Journal.

Which motion prevailed.

A VALENTINE

A verse without rime
Dedicated to
The high-light
Radio speakers
At Bismarck.
They spend
Ten minutes
Of their time
Patting themselves
On the back
For things
They didn't do
The other
Ten minutes
Is spent
Stuttering why
They didn't
Do it.
But wait
Til they
Come home.
Their constituents
Will pat
Them
On the head
With a
Double bitted
AX.

Written by

A HIGH-LIGHT LISTENER

O. K.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FORTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 17, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Andvik.

Roll Call: All Senators present except Senator Brunsdale.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fifth day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A communication was presented from Geo. A. Bangs, President State Capitol Commission, regarding additional finances necessary to complete the building.

Was referred to the Committee on Appropriations.

Senator Field presented a petition, signed by R. V. McMichael, Wahpeton and 46 others opposing taxing chain stores.

Was referred to the Committee on State Affairs.

Senator Drew presented a petition, signed by the United Commercial Travelers opposing diversion of any part of the Gasoline Tax.

Was referred to the Committee on Highways.

Senator Lind presented communications from the Homemakers Club and the city commission of Williston opposing House Bills Nos. 248 and 67.

Were referred to the Committee on Election and Election Privileges.

A petition was presented, signed by A. E. Hofstad, Reeder, and 44 others, urging prevention of repeal of present Prohibition Laws of this State.

A like petition was presented, signed by H. H. Hirschy, Lisbon and 19 others.

Were referred to the Committee on Temperance.

A communication was presented along with resolutions asking the enactment of certain legislation, signed by P. A. Lee, Grand Forks, secretary Farmers' Grain Dealers Association.

Was referred to the Committee on Judiciary.

A petition was presented, signed by O. Strasser, Rogers, and 34 others, opposing House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Drew presented a telegram opposing House Bill No. 248, signed by the Board of City Commissioners of Devils Lake.

Was referred to the Committee on Cities and Municipal Corporations.

A petition was presented, signed by H. M. Bjerke, Crary and 36 others opposing a raise in the cream station license fee.

Was referred to the Committee on Appropriations.

Senator Whitman presented a communication signed by G. L. Anderson, Grand Forks, opposing using prison labor to manufacture coffins and license tags.

Was referred to the Committee on State Affairs.

Senator Cain presented a petition signed by E. E. Ingald, Taylor, and 68 others, urging the repeal of the present prohibition laws of this state.

Was referred to the Committee on Temperance.

Senator Regeth presented a petition, signed by E. D. Light, Center, and 23 others, opposing a raise in the cream station license fee.

Was referred to the Committee on Appropriations.

Robert Byrne, Secretary of State, presented a Joint Memorial of the Senate and House of Representatives of the State of Maine.

Was referred to the Committee on State Affairs.

Senator Tinnes presented telegrams from five mercantile companies in Grand Forks opposing the tax on cigars and tobacco.

Were referred to the Committee on Tax and Tax Laws.

Senator Tinnes presented a telegram from the Forx Theatre regarding theatre bills.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by Joseph Glass, Linton, and 33 others, urging repeal of prohibition laws.

Was referred to the Committee on Temperance.

A petition was presented, signed by Edward Wolfer and 36 others, opposing the chain store tax.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by the Candy Kitchen, Bottineau, and 21 others, favoring tax on snuff and cigarettes.

Was referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 95. A Bill for an Act amending and re-enacting Section 3341, Compiled Laws of North Dakota for the year 1913, relating to the duties of the County Treasurer, and providing that the County Treasurer be the Treasurer of all tax districts within the county, including cities (whether operating under special charter or general law), villages, townships, towns, school districts, (whether operating under special charter or general law), and park districts, excepting cities having a population of 5000 or over; and providing an exception and option in the case of cities having a population of 5000 or over, and repealing Sections 4087-4159-4160-660-4165-4206, as amended by Chapter 201, Session Laws of 1927; 1151-1153-1165-1166-1167-1172, as amended by Chapter 241; Session Laws of 1927; 4-67-3889, Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
GUST WOG,
W. S. WHITMAN,
C. A. MILLER,
E. E. GREENE,

D. H. HAMILTON,
Chairman.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 95. A Bill for an Act amending and re-enacting Section 3341, Compiled Laws of North Dakota for the year 1913, relating to the duties of the County Treasurer, and providing that the County Treasurer be the Treasurer of all tax districts within the county, including cities (whether operating under special charter or general law), villages, townships, towns, school districts, (whether operating under special charter or general law), and park districts, excepting cities having a population of 5000 or over; and providing an exception and option in the case of cities having a population of 5000 or over, and repealing Sections 4087-4159-4160-660-4165-4206, as amended by Chapter 201, Session Laws of 1927; 1151-1153-1165-1166-1167-1172, as amended by Chapter 241; Session Laws of 1927; 4-67-3889, Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In title, line 8, strike out after the word "over"—"and providing an exception and option in the case of cities having a population of 5000 or over".

Section 2, line 3, between the words "cities" and "whether" insert the words "Whether operating under Charter of General Law".

Section 4. "Strike out Section 4".

Section 5. Number Section 5, Section 4.

A. F. BONZER, JR.,
W. MARTIN.

And when so amended recommend the same do pass.

Senator Fredrickson moved that the majority report be adopted.

Which motion prevailed.

Senator Bonzer requested a roll call.

Which request was not granted.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 164. A Bill for an Act Amending and Re-enacting Sections 1, 2 and 3 of Chapter 136, Session Laws 1931 and Section 995 Compiled Laws 1913, Providing the Method of Voting at General and Primary Elections by Absent Voters.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

FOR AN ACT to amend and re-enact sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931 be amended and re-enacted to read as follows:

Section 992. ABSENT VOTER. WHO MAY VOTE. Any qualified elector of this state having complied with the laws in regard to registration, who is absent from the county of which he is an elector on the day of holding any general or primary election, may vote at any such election as hereinafter provided.

Section 993. APPLICATION FOR BALLOTS, MADE WHEN. At any time within thirty days next preceding such election, any voter expecting to be absent on the day of election from the county in which his voting precinct is situated may make application to the county auditor of such county for an official absent voters ballot to be voted at such election.

Section 994. ABSENT VOTERS BALLOTS, HOW PRINTED. For all elections, either general or primary, there shall be prepared and printed for each precinct, official ballots to be known as absent voters ballots, which ballots shall be prepared and printed in the same color, size, quality and texture of the regular official ballots.

Section 995. ABSENT VOTERS BALLOT, FORM OF APPLICATION FOR. Application for such ballot shall be made on a blank to be furnished by the county auditor of the county of which the applicant is an elector, and shall be substantially in the following form:

I _____ a duly qualified elector of the township of _____, or of the village of _____ or of the _____ precinct and state of North Dakota, and to my best knowledge and belief entitled to vote in such precinct at the next election, expecting to be absent from the said county on the day for holding such election, hereby make application for an official absent voters ballot to be voted by me at such election.

Date _____

(Signed) _____
Post Office Address _____

Provided, that if the application be made for a primary election ballot such application shall also give the name of the political party with which the applicant is affiliated.

Section 996. APPLICATION BLANK, HOW OBTAINED. Such application blank shall upon request therefor, be sent by such county auditor to any absent voter by mail, and shall be delivered to any voter upon application made personally at the office of such auditor.

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

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

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 17, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Also,

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Very respectfully yours,

WILLIAM LANGER,
Governor.

REPORTS OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 254. A Bill for an Act to amend and re-enact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota, for 1913, providing for the standard policy and cancellation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Have had the same under consideration and make no recommendation.

E. C. STUCKE,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 191. A Bill for an Act to prohibit barbering on Sunday, and providing a penalty therefor.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 192. A Bill for an Act to require barber shops to have an adequate supply of water for sanitary purposes, and providing a penalty for failure to do so.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 193. A Bill for an Act to amend and re-enact Section 18 of Chapter 101 of the Session Laws of North Dakota for 1927, as amended by Chapter 98 of the Session Laws of North Dakota for 1931.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
Chairman.

Senator Stucke moved that the report be adopted, which motion was lost.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States before such license can be granted.

Have had the same under consideration and recommend that the same be amended as follows:

In title, line 3 or between the word "States" and the word "before" insert the words "or has declared his intention to become such citizen". Section 1, line 7, between the word

"America" and the word "and" insert the words "or have declared his intention to become such citizen". Section 1, line 7, between the word "citizenship" and the word "must" insert the words "or declaration".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 30. A Bill for an Act to repeal Sections 992, 993, 994, 996, 997, 998, 999, 1000, 1001, 1002, 1003 and 1004 of the Compiled Laws for the year 1913, the same also being Chapter 155, Sections 1 to 13 inclusive, of the Session Laws of 1913 known as the Absent Voter's Law together with all amendments thereto or to any of the Sections thereof expressly including those amendments enacted by Chapter 136 Session Laws 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred

Senate Bill No. 237. A Bill for an Act relating to approval of fire insurance rates by Insurance Commissioner.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

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

**REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Also,

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Were delivered to the Governor for his approval at the hour of 2:30 o'clock p. m., February 17, 1933.

TOM WHELAN,
Chairman.

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

Senator Erickson of Kidder moved that Senate Bills Nos. 194, 195 and 196 be laid over one legislative day.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Brostuen	Jones	Plath
Burkhart	Kamrath	Porter
Cain	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Tinnes
Eastgate	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Watt
Fredrickson	Miklethum	Whelan
Greene	Miller	Whitman
Gronvold	Murphy	Wog

Those voting in the negative were:

Messrs.
Indergaard

Absent and not voting:

Messrs.	Messrs.
Bonzer	Erickson, Kidder
Brunsdale	

So the bill passed and the title was agreed to.

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.
Bonzer
Brunsdale

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

Senator Brostuen moved that Senate Bill No. 305 be laid over one legislative day.

Which motion prevailed.

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout

Messrs.	Messrs.	Messrs.
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Kamrath

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Larson	Regeth
Brostuen	Lind	Simonson
Burkhart	Martin	Stucke
Drew	Magnuson	Tinnes
Erickson, Divide	Marshall	Trout
Fine	Matthaei	Thorson
Greene	Miklethun	Whelan
Handley	Olson	Wog
Kamrath	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bangert	Fredrickson	Plath
Brunsdale	Gronvold	Porter
Cain	Indergaard	Trovatten
Dubay	Jones	Watt
Erickson, Kidder	Lynch	Whitman
Eastgate	McDonald	
Field	Miller	

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senator Thorson moved that the vote by which Senate Bill No. 208 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Drew moved that action on Senate Bill No. 205 be held over two legislative days.

Which motion prevailed.

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Imdergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simenson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Erickson, Divide	Trout
Gronvold	

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

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board

disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.
Matthaei

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

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Timmes
Dubay	Lynch	Troust
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Matthaei
Fine	

So the bill passed and the title was agreed to.

Senator Fowler moved to amend Senate Bill No. 55 as follows: "In line 5 of the Printed Bill, after the word "shall" insert the words "wilfully and knowingly".

Which motion prevailed.

Senator Fowler moved that the rules be suspended and Senate Bill No. 55, as amended, be considered properly re-encrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Matthaei
Watt

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 17, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Which the House have amended.

Also,

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a

preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Which the House has indefinitely postponed.

Also transmit:

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, 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.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Which the House have passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Was read the third 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 not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Olson
Brostuen	Indergaard	Patten
Brunsdale	Jones	Plath

Messrs.	Messrs.	Messrs.
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Field	Martin	Trout
Fine	McDonald	Thorson
Fowler	Magnuson	Trovatten
Fredrickson	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Murphy	Whelan
Eastgate	Porter	Whitman
Handley	Watt	

Absent and not voting:

Messrs.
Burkhart
Matthaei

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Concurrent Resolution No. L be placed at the head of the Calendar.

Which motion prevailed.

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Co.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 34; nays, 9; absent and not voting, 5; pass, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Regeth
Burkhart	Jones	Simonson
Cain	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Fine	Miklethun	Whelan
Fredrickson	Miller	Whitman
Gronvold	Murphy	Wog
Hamilton	Olson	
Handley	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patten
Brunsdale	Martin	Porter
Drew	Marshall	Trout

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fowler	Matthaei
Field	Greene	

Passed:

Messrs.
Brostuen

So Senate Concurrent Resolution No. "L" was declared passed.

Senator Hamilton moved that the vote by which Senate Concurrent Resolution No. "L" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "In view of the vote of the Senate, by men who seem to have more knowledge of the situation than I do, I shall vote 'aye' but I doubt the advisability of the State entering into private enterprise."

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 17, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Very respectfully,

WILLIAM LANGER,
Governor.

Senator Atkins asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Brostuen asked unanimous consent to withdraw Senate Bill No. 305.

Which request was granted.

Senator Erickson of Kidder asked unanimous consent to withdraw Senate Bill No. 316.

Which request was granted.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for which such Appropriations shall be Available, and Repealing all Acts, or Parts of Acts, insofar as the Same shall Relate to Appropriations Conflicting herewith or to Appropriations for the Same Matters or Purposes Provided for herein.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Insurance.

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Was read the first and second times and referred to the Committee on Judiciary.

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Was read the first and second times and referred to the Committee on Federal Relations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Bull Head, Little Owl (the only living thobred Mandan in North Dakota), Elbow Woods; Dorothy Hudson, Minot; R. H. Sherman, LaMoure; S. W. Sygent, Streeter; S. W. Standley, Hope; J. L. Odette, Minot; E. J. Forsberg, Minot; Fred Rohrenbach, R. M. Merchant, E. D. Lum, Wahpeton; Rev. O. H. Hallgrimson, Ellendale; T. R. Stevens, Mandan; Wm. Carr, Ed. Sloan, E. L. Burns, Ab. Thal, Lakota; Sander Peterson, Petersburg; B. G. McElroy, Steele; Dr. E. P. Stokes, Wm. Krekow, Streeter; Charles Houska, Frank Shanley, Cando; Chas. M. Pollock, Fargo.

Senator Fine moved that the Senate do now recess until 1:30 p. m. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 18, 1933.

The Senate convened, pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate has some distinguished guests this afternoon.

Senator Fine moved that the Senate do now recess subject to the call of the President for the purpose of extending the courtesy of the floor to Bull Head and Little Owl, the only surviving full-blooded Mandan Indians.

Which motion prevailed.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FORTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 18, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Andvik.

Roll Call: All Senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fifth Day After Recess and Forty-sixth Day and recommend that the same be corrected as follows:

On page 18, line 1, strike out the word "has" and insert in lieu thereof the word "have," and in line 4, strike out the

word "declamation" and insert in lieu thereof the word "declaration."

On page 33, line 30, strike out the word "One" and insert in lieu thereof the word "Owl".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 18, 1933.

To the Twenty-third Legislative Assembly
of the State of North Dakota:

In view of the disclosures, over the past several weeks, as to the deplorable condition which has prevailed in some of our State departments and institutions together with evidence of violations of trust on the part of some public servants, I believe that public interest can only be conserved by able investigation of State accounts as pertains to the different State departments in institutions followed, wherever justified, by a thorough prosecution of delinquent officials and employees.

Only by the exercise of honest purpose and prudent judgment can the confidence so essential to our government, be continued in the minds of our citizens.

May I not suggest to the Legislature that they provide the funds so essential to a thorough-going scrutiny and audit of the various departments and institutions to be placed at my disposal. Possibly the Governor's contingent fund would be a logical place to lodge the necessary money, because it would not require the introduction of an appropriation measure.

Very truly yours,

WILLIAM LANGER,
Governor.

The President announced the communication would be referred to the Committee on Appropriations.

Senator Kamrath presented a resolution adopted by the Raleigh Township Taxpayers' Association, urging the enactment of the Replacement Gross Sales Tax.

Was referred to the Committee on Tax and Tax Laws.

Senator Fredrickson presented a petition signed by R. H. Andrews, Mapes, and three others, favoring certain legislation.

Was referred to the Committee on Livestock.

A petition was presented, signed by R. L. Hawes, president, Wahpeton Commercial Club, opposing Senate Bills Nos. 211, 212 and 213.

Was referred to the Committee on Railroads.

Senator Bonzer presented a petition, signed by C. J. Hoffman and 46 others, opposing the proposed tax on chain stores.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by S. Gibson, Ypsilanti, and 57 others, opposing a raise in the cream station license fee.

Was referred to the Committee on Appropriations.

Senator Tinnes presented a petition signed by S. Johnson, Grand Forks, and 12 others opposing a state sales tax.

Was referred to the Committee on Tax and Tax Laws.

Three telegrams were presented, signed by G. M. Hedderich and Co., Williston; Albert C. Livdahl, Williston; Better Richland County Association, Wahpeton; favoring the chain store tax.

Was referred to the Committee on Tax and Tax Laws.

A communication was presented, signed by F. J. Anderson, manager Golden Valley Creamery, favoring House Bill No. 295.

Was referred to the Committee on Appropriations.

Senator Lind presented a communication opposing Senate Bills Nos. 211, 212 and 213 from the Chamber of Commerce, Williston.

Also, a petition signed by William Snyder, Williston and 154 others, favoring revaluation of public utilities.

Which petitions were referred to the Committee on Railroads and Appropriations respectively.

A petition was presented, signed by Jas. Moffatt, Hannah, and 14 others opposing compulsory State Hail Insurance.

Was referred to the Committee on Insurance.

Senator Bonzer presented a communication from U. S. Senator Gerald P. Nye relative to a bill introduced in the Senate of the United States.

Was referred to the Committee on Warehouse and Grain Grading.

Senator Eastgate presented a petition, signed by Elmer Stover, Larimore and 27 others opposing the proposed raise in the cream station license fee.

A like petition was presented, signed by C. C. Gransberg, Northwood and 15 others.

Which two petitions were referred to the Committee on Appropriations.

Senator Drew presented a petition, signed by J. G. Calderwood, Crary and 23 others favoring the enactment of certain legislation.

Was referred to the Committee on Warehouse and Grain Grading.

Senator Greene presented a petition signed by R. T. Potter, Jamestown and 18 others opposing chain store tax.

A like petition was presented, signed by Clifford S. Stache, Wahpeton and 21 others.

Were referred to the Committee on Tax and Tax Laws.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and

proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Also,

Senate Bill No. 272. A Bill for an Act to amend and re-enact Section 2189 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to county auditor's notice of delinquent tax sale.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred:

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Have had the same under consideration and recommend that the same do pass.

S. S. McDONALD,
Chairman.

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

Senator Fine moved that further reading of the amend-

ment in the report of the Committee on Tax and Tax Laws on Senate Bill No. 131, be dispensed with.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross receipts of power and gas companies, telephone and telegraph companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers and fixing penalty for failure or neglect to report; providing that such tax shall be a lieu tax and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words: "A Bill", and insert in lieu thereof the following:

"FOR AN ACT to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. DEFINITION.) For the purpose of this Act, the following definitions are made:

(a) Company defined: The term "company" used in this act, shall mean and include any individual, firm, co-partnership, business trust, corporation, joint stock company or association.

(b) Power company defined: Any Company owning, or holding under lease, or otherwise, any property in the state, and operating the same, for the purpose of furnishing electricity, electric power, or steam heat, or distributing the same, for public use or owning under lease or otherwise, any property located wholly within one taxing district, and furnishing and distributing artificial gas for public use shall for the purpose of this act be held to be a power company.

(c) Gross receipts defined: The word: "gross receipts" shall be understood to mean the total amount charged for

furnishing electricity or steam services before any deductions for expense of operation or otherwise are made.

Section 2. ANNUAL TAX.) For the privilege of exercising its franchise in this state, every domestic power company doing business in this state, every foreign power company, shall annually pay a tax to the state upon its gross receipts, as herein defined: from the operation of its business within the state, of six and one half per cent of its total gross receipts within this state.

Section 3. Each power company shall, on or before the first day of March in each year, make and return to the State Tax Commissioner, on such blanks as he may prescribe, a sworn statement of its gross receipts, in the State of North Dakota during the preceding calendar year, together with such other and further information as the Tax Commissioner may require. If, by the first day of April any power company has failed to file such report, the State Tax Commissioner is hereby empowered to make a report for such company, showing its gross receipts in such sum as may appear to be reasonable, which report shall be treated in all respects as the official report of such delinquent company.

Section 4. Each power company shall, in their report made to the State Tax Commissioner, report their gross receipts by county in or through which they operate, and shall further show the gross receipts from each municipality or distributing system which such company operates within such county. Such report shall further show the miles of pole line or pipe line within such county and the taxing districts through which such pole lines or pipe lines extend.

Section 5. POWERS AND DUTIES OF STATE TAX COMMISSIONER.) It shall be the duty of the State Tax Commissioner to satisfy himself of the accuracy of the reports made by each power company, as provided in this Act, and to correct any error or inaccuracies which he may discover therein; and the records, books and accounts of the power companies, shall be subject to inspection by the State Tax Commissioner, or the duly authorized representative. The State Tax Commissioner may in his discretion, grant extension of time, within which reports of power companies prescribed in this Act, shall be filed. If the return required to be made by such power companies, showing the gross receipts as provided herein is not made by April 1st, unless an extension of time is granted by the State Tax Commissioner, the company failing or refusing to make such return shall be liable to a penalty of one hundred dollars for each and every day thereafter, during which said report shall be delayed. Such a penalty shall be assessed against the power companies by the State Board of Equalization and shall be certified by them, to the Attorney General, who shall institute action for the collection of the same.

Section 6. ASSESSMENTS AND COLLECTIONS.) A total tax due from each power company, shall be computed

and determined by the Tax Commissioner from the annual return herein required or from any other information. The State Board of Equalization shall meet at the office of the State Tax Commissioner, on or before the fourth Monday in April and assess and levy the tax as herein provided. The tax to be determined and assessed shall be certified to the county auditor of each county, which certificate shall show the total tax to be collected in such county from each power company operating in such county as determined by the State Board of Equalization. This certificate shall be accompanied by such information as will enable the county Auditor to prescribe to the distribution of power companies taxes in accordance with the provisions of this Act.

Section 7. DUTIES OF COUNTY AUDITOR.) Upon receipt from the State Tax Commissioner or the certificate provided for in Section 6 of this Act, the County Auditor shall prepare a statement of power companies, taxes to accrue to the state, to the county, to the various cities, incorporated villages, school districts, and taxing districts in the county, in accordance with the method of distributing power companies' taxes prescribed in Section 10 of this Act. On or before the 20th day of May in each year the County Auditor shall deliver to the County Treasurer a statement showing the amount of taxes to be collected from each such company operating in the county; together with a copy of the statement hereinbefore in this section provided.

Section 8. DUTIES OF THE COUNTY TREASURER.) Upon receipt from the County Auditor of the statement of the power companies' taxes, described in Section 7 of this Act, and not later than the first day of June of each year, the County Treasurer shall mail to each such company named in such statement, a notice of the total amount of taxes due from such company. Such notice shall contain information as to the date such taxes will become delinquent, and the penalty for non-payment prior to delinquency, as in this Act provided. Money received by the County Treasurer in payment of power companies' taxes shall be distributed by him in accordance with the statement of distribution furnished him by the County Auditor as in this Act provided and in the manner prescribed in Section 2181 and Section 2182 of the Compiled Laws for the year 1913.

Section 9. COLLECTION OF TAXES.) Power companies' taxes, computed as prescribed in this Act, shall become due and payable to the County Treasurer on the first day of July following assessment and shall become delinquent if not paid by the first day of August following. Delinquent taxes shall bear interest at the rate of one per cent per month from the date of delinquency until paid, and a penalty of five per cent of the original amount of the tax shall likewise be added. Section 2166 of the Compiled Laws of 1913, as amended shall govern the collection of delinquent taxes.

Section 10. DISTRIBUTION OF POWER COMPANY TAXES.) The state tax commissioner shall apportion the

tax of each power company to the counties in the proportion that the book value of the operating property within each county bears to the entire book value of the company within the state. The county auditor in each county shall re-distribute the amount certified to him in the manner as follows:

Twenty per cent thereof to the state equalization fund for common schools.

Ten per cent thereof to the county.

Seventy per cent thereof to the taxing districts within the county in the proportion that the book value of the operating property within each taxing district bears to the book value of the operating property within the county. In cases where taxing districts overlap or coincide the taxes creditable to such districts shall be apportioned between such districts in the ratio of their respective mill levies.

Section 11. LIEU TAX.) The taxes imposed by this tax is in lieu of any and all state, county, municipal, road or school taxes, licenses or fees upon power companies and their franchises and upon all property of such companies, tangible or intangible, used or useful in power operation except motor vehicle license and fuel taxes and except that the real estate of such companies shall be subject to special assessments for local improvements.

Section 12. REPEAL.) All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 218. A Bill for an Act to create a State Educational Board and to prescribe its powers and duties.

Have had the same under consideration and recommend that the same be amended as follows:

Following the word "act" strike out the heading of the bill and insert in lieu thereof "to provide for a survey of schools and distribution of the State Equalization Fund by State Board of Administration." Strike out all of Section 1 and insert in lieu thereof "Section 1. The administration of the provisions of this Act shall be placed under the jurisdiction of the Board of Administration of the State of North Dakota. Whenever the word "board" shall appear in any of

the provisions of this act, the same shall be construed to refer to the State Board of Administration."

Strike out all of Section 2. Change Section 3 to read Section 2. Change Section 4 to Section 3. Change Section 5 to Section 4. Change Section 6 to Section 5.

In Section 2, line one, after the word "without" insert the word "additional". In line two, strike out all words following word "compensation." Place a period following the word "compensation".

In Section 5, line five, following the word "State" strike out "Educational Board" and insert in lieu thereof "Board of Administration."

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 153. A Bill for an Act to amend and re-enact Section 1610 Compiled Laws 1913, prescribing the course of instruction given in the State Agricultural College, and repealing the item "military tactics".

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 317. A Bill for an Act to amend and re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 8, page 6, line 33 of the printed bill after the word "certificate" insert a period and strike out balance of section.

In Section 28, page 15, line 4 after the word "consumption" strike out balance of line and all of line 5, and up to and including the word "nor" in line 6.

In line 8 at top of page 16, following the word "cleaned" insert the words "and renovated".

In line 9 at top of page 16, following the word "Health" change the comma to a period and strike out balance of Section 28.

And when so amended recommend the same do pass.

A. F. BONZER, JR.,
Chairman.

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

A majority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the printed bill strike the words "lieu of" and insert in lieu thereof the words "addition to".

In line 6 of the printed bill change the figure "1931" to "1913".

In Section 4, line 3, on page 2 of the engrossed bill change the word "deproved" to "deprived".

And when so amended recommend the same do pass.

S. S. McDONALD,
E. M. INDERGAARD,
E. C. STUCKE,
A. S. MARSHALL,
C. W. FINE,
J. H. BURKHART,
O. E. ERICKSON,
E. E. GREENE.

A minority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. J. ATKINS,
C. N. BRUNSDALE,
J. P. CAIN,
A. W. FOWLER,
JOHN G. PLATH,
F. T. GRONVOLD,

W. E. MATTHAEI,
Chairman.

Senator Fine moved that the majority report be adopted.

Which motion was seconded.

Senator Atkins moved, as a substitute motion, that the minority report be substituted for the majority report.

Which motion was lost.

So the majority report was declared adopted.

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 294. A Bill for an Act to amend and reenact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 293. A Bill for an Act to amend and reenact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 298. A Bill for an Act to tax all associations, corporations, individuals, or groups who engage in furnishing meals or lodging for profit.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 304. A Bill for an Act Amending Section 1674 of the Compiled Laws of North Dakota, 1913, relating to School of Forestry of Bottineau, North Dakota, limiting the object of said school, and permitting, under supervision of the Board of Administration, the use by the North Dakota State Tuberculosis Sanatorium of part of its grounds and buildings not exclusively used and necessary for such object, and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 289. A Bill for an Act to fix the venue of crimes committed in or against aircraft in flight, and upon trains or other vehicles.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred

Senate Bill No. 260. A Bill for an Act to amend and reenact Chapter 119 of the Session Laws of 1929 so as to increase from Ten Dollars to Twenty-five Dollars the license fee for owning and operating a creamery, cheese factory, renovating or process butter factory, ice cream factory or cream station.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HERMAN THORSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions

while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 182. A Bill for an Act to amend and re-enact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 223. A Bill for an Act to amend and re-enact sub-section 4 of Section 2501, Compiled Laws of 1913, relating to residence of persons entitled to poor relief.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 134. A Bill for an Act making the Secretary of State the agent of non-residents using or operating motor vehicles on State Highways for the purpose of service of process on such non-residents in any action or proceeding against them growing out of the operation of motor vehicles on such highways, and providing how such process may be served.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 308. A Bill for an Act to amend and re-enact Section 5991A of the Supplement to the 1913 Compiled Laws of North Dakota relating to time allowed purchaser of machinery to discover defects for purpose of rescinding contract of purchase.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 173. A Bill for an Act for the removal and conveyance of non-resident poor persons to their place of residence.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 240. A Bill for an Act requiring the filing of original, or duplicate originals of deeds, with the Register of Deeds, in order to prevent fraud; and providing an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

On page one, line three of printed bill strike out the figures "\$238,542.61" and insert in lieu thereof the figures "\$190,383.85". Strike out everything after line 8 of printed bill and insert the following:

Item

1. Administration	\$ 17,268.48
2. Faculty	172,163.40
3. Other Employees	36,737.36

OPERATING EXPENSE:

Item

1. Fuel (including freight)	28,000.00
2. Light, Power, Water, Gas	2,400.00
3. Telephone, Telegraph, Postage	2,000.00
4. Freight, Express	900.00
5. Insurance, Bond, Etc.	6,500.00
6. Printing	1,350.00
7. Travel	360.00
8. Office Supplies	540.00
9. Educational Supplies	6,300.00
10. Power House Supplies	4,000.00
11. Janitors' Supplies	3,150.00
12. Students' Welfare	1,800.00

Total Maintenance	\$283,469.24
Less Estimated income, all sources	117,000.00

Net Maintenance\$166,469.24

IMPROVEMENTS AND REPAIRS:

Item

1. General	\$ 7,200.00
2. Heating Plant	1,200.00
3. Care and Improvement of Grounds, Drives, Walks	500.00

EQUIPMENT:

Item

1. Library, Books, Periodicals, Binding and Supplies	1,500.00
2. Furniture, Apparatus and Machinery	1,000.00
3. Furniture for Dormitories	800.00

MISCELLANEOUS ITEMS:

1. Special Assessment, Paving Normal & Euclid Avenues	3,564.61
2. Rural Teacher Training Department	8,000.00
3. Appraisals	150.00
TOTAL	\$190,383.85

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Senator Erickson of Kidder announced an error in recalling Senate Bill No. 316 yesterday and asked unanimous consent to have same returned.

Which request was not granted.

THIRD READING OF SENATE BILLS

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes

Messrs.	Messrs.	Messrs.
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Those voting in the negative were:

Messrs.
Miklethun
Olson

Absent and not voting:

Messrs.
Fredrickson
Regeth

So the bill passed and the title was agreed to.

The President announced that the Senate was on the Eleventh Order of Business.

Senator Fine moved that the Senate proceed to the Thirteenth Order of Business.

Which motion prevailed.

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Hamilton	Miller
Bonzer	Handley	Murphy
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Brunsdale	Kamrath	Porter
Cain	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drew	Plath	Whitman
Eastgate	Trovatten	
Gronvold	Watt	

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

Senator Hamilton moved that the vote by which Senate Bill No. 194 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 143 as follows:

In Section 189b5, page 3, line 17 of the printed Bill, change the date "August 20" to read "August 25"; in line 20, change the date "September 5" to read September 10."

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 143 as follows:

In Section 189b11 on page 14, line 42, of the printed Bill, after the period following the word "years" insert the following: "Provided, further, that during the year 1933, applications for hail insurance may be approved where the records of the County Auditor show unpaid hail indemnity taxes for two years of the last preceding three years."

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 143 as follows:

In Section 189b15 on page 17 of the printed Bill, strike out all of lines 34 and 35, and all of line 36 up to the word "loss", and insert in lieu thereof the following: "Provided, that no indemnity shall be allowed to any claimant for a loss of less than ten percent, and a".

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 143 as follows:

In Section 189b17 on page 20 in line 69 of the printed Bill strike out the figure "11" and insert in lieu thereof the figure "10".

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 143 as follows:

In Section 189b29 on page 25 in line 28 of the printed Bill, strike out the word "for" and insert a comma and add

the following language: "including cancellation and satisfaction of records. of".

Which motion prevailed.

Senator Matthaai moved that the rules be suspended and Senate Bill No. 143, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Whitman
Fine	Matthaai	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Martin	Watt	Whelan

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

Senator Hamilton moved that the vote by which Senate Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Watt explained his vote as follows: "I am voting 'nay' on this bill because I never will knowingly vote for any bill going through this legislature carrying an appropriation which makes that department independent from the legislature."

Senate Bill No. 195. A Bill for an Act to amend, reenact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Murphy
Bangert	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Greene	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Trovatten
Drew	Handley	Watt
Eastgate	Plath	
Fredrickson	Simonson	

Absent and not voting:

Messrs.
Lynch

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

Senator Hamilton moved that the vote by which Senate Bill No. 195 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Senator Bonzer: I wish to explain my vote. There must be something wrong; I can't quite conceive or understand why this ultra-conservative body who, since 1919, has been fighting this same bill, are favoring it now; there must be a package of dynamite in it so I am going to vote 'no'."

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Lynch
Watt

Absent and not voting:

Messrs.
Brunsdale
Simonson

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

Senator Hamilton moved that the vote by which Senate Bill No. 196 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Handley	Trout
Fine	Lind	.

Absent and not voting:

Messrs.
Erickson, Kidder
Olson

So the bill passed and the title was agreed to.

Senate Bill No. 272. A Bill for an Act to amend and re-enact Section 2189 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to county auditor's notice of delinquent tax sale.

Was read the third 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, 21; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Marshall
Cain	Indergaard	Murphy
Drew	Jones	Simonson
Dubay	Kamrath	Stucke
Field	Larson	Trout
Fowler	Lynch	Trovatten
Fredrickson	McDonald	Whelan
Greene	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Miller
Bangert	Gronvold	Olson
Brostuen	Handley	Patten
Burkhart	Lind	Plath
Brunsdale	Martin	Regeth
Erickson, Divide	Matthaei	Thorson
Eastgate	Miklethun	Whitman

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Tinnes
Porter	Watt

So the bill was declared lost.

Senator Regeth explained his vote as follows: "I believe the people did not want the tax lists published which was shown by their vote last fall and therefore I vote 'nay'."

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 18, 1933.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Bill No. 310. A Bill for an Act relating to the relief of the heirs at law of Sigur Hagen, and appropriating \$2,000.00 to compensate the widow and minor children of said Sigur Hagen for the loss of his life when employed by an elevator in this State having no compensation or other insurance.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Brostuen	Gronvold	Simonson
Burkhart	Larson	Stucke
Brunsdale	Lind	Whitman
Drew	Martin	Wog
Erickson, Divide	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Cain	Kamrath	Regeth
Dubay	Lynch	Tinnes
Erickson, Kidder	McDonald	Trout
Eastgate	Marshall	Thorson
Field	Miklethun	Trovatten
Fine	Miller	Watt
Fowler	Murphy	Whelan
Greene	Olson	
Hamilton	Patten	

Absent and not voting:

Messrs.
Jones

So the bill was declared lost.

Senate Bill No. 280. A Bill for an Act making an appropriation to pay compensation to Philamena Beck for permanent disability resulting from an accident occurring to her while employed at the State Training School as an inmate on December 7, 1928.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 16; nays, 33; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Erickson, Divide	Simonson
Bonzer	Fredrickson	Stucke
Brostuen	Gronvold	Trovatten
Brunsdale	Martin	Wog
Cain	Magnuson	
Drew	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Burkhart	Jones	Patten
Dubay	Kamrath	Plath
Erickson, Kidder	Larson	Porter
Eastgate	Lind	Regeth
Field	Lynch	Tinnes
Fine	McDonald	Trout
Fowler	Marshall	Thorson
Greene	Miklethun	Watt
Hamilton	Miller	Whelan
Handley	Murphy	Whitman

So the bill was declared lost.

Senator Fine explained his vote as follows: "Personally I am very much in sympathy with these appropriations, my heart tells me to vote for them but if we open up channels like this there will be an endless chain started and for that reason I vote 'nay'."

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 17, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

Also,

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes asses-

sed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Also,

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith .

Very respectfully,

WILLIAM LANGER,
Governor.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 18, 1933.

To the Senate of the Twenty-third
Legislative Assembly of the
State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 121. A Bill for an Act to amend and reenact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Very respectfully yours,

WILLIAM LANGER,
Governor.

Senator Fine moved that further consideration of Senate Bill No. 277 be indefinitely postponed.

Which motion was seconded.

Senator Atkins moved, as a substitute motion, that Senate Bill No. 277 be placed at the foot of the calendar.

Which motion prevailed.

Senator Fredrickson asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1, line 3, printed bill, strike out the figures "\$157,-324.00" and insert in lieu thereof the figures "\$132,657.89". Strike out everything after line 8 and insert in lieu thereof the following:

Item 1.	Administration	\$ 12,151.59
2.	Faculty	88,686.30
3.	Other Employees	19,600.00

OPERATING EXPENSE:

Item 1.	Fuel (including freight)	12,000.00
2.	Light, Power, Water, Gas	2,500.00
3.	Telephone, Telegraph, Postage	1,140.00
4.	Freight and Express	400.00
5.	Insurance, Bonds, etc.	1,800.00
6.	Printing	800.00
7.	Travel	300.00
8.	Office Supplies	250.00
9.	Educational Supplies	1,600.00
10.	Power House Supplies	900.00
11.	Janitors' Supplies	1,170.00
12.	Students' Welfare	1,350.00
13.	Contract Renewal of Typewriters	560.00
14.	Supplies and Maintenance Dormitories	1,350.00
15.	Operating Rural Car	1,000.00

	TOTAL MAINTENANCE	\$147,657.89
	Total Maintenance	\$147,657.89

	Less Estimated incomes, all sources	40,000.00
	Net Maintenance	107,657.89

IMPROVEMENTS AND REPAIRS:

Item 3.	Electric Fixtures and Lamps	250.00
4.	General Repairs and Upkeep	1,600.00
5.	Replace and refinish roofs	1,500.00
6.	Power Plant Improvement	19,000.00

EQUIPMENT:

Item 1.	Gymnasium and Physical Education ...	500.00
2.	Office	100.00
3.	Library	200.00
4.	Manual Training	400.00
5.	Class Room Equipment	100.00
6.	Laboratory Equipment and Supplies ...	500.00
7.	Library Books and Periodicals	700.00
8.	Commercial Department	100.00

MISCELLANEOUS ITEMS:

Appraisal	50.00
TOTAL	\$132,657.89

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

Senator Fine moved that at the conclusion of the First and second reading of Senate Bills, the Senate recess until 12:30 p. m., Monday.

Which motion prevailed.

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

EIGHTEENTH ORDER OF BUSINESS

Senator Matthaeci asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. S. McDONALD,
J. E. EASTGATE,
W. H. PORTER,
S. J. ATKINS.

A minority of the Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, Line 3, beginning with the word "or" strike out the remainder of the line and the first four words in line 4.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
GUST WOG,
C. W. FINE,
W. E. MATTHAEI,

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the minority report be adopted.

Senator McDonald moved that the word majority be substituted for the word minority.

The question was on the adoption of the majority report.

Which motion was lost.

The question was on the adoption of the minority report.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any

person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Was read the first and second times and referred to the Committee on Game and Fish.

The Committee on Delayed Bills introduced:

Senate Bill No. 328. A Bill for an Act Extending the scope of Seed Liens and Providing that the Secretary of Agriculture of the United States may have a Seed Lien for Loans made to farmers during the year 1933 for crop production, planting, fallowing and cultivation; and limiting same.

Was read the first and second times and referred to the Committee on Judiciary.

The Committee on Delayed Bills introduced:

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

The Committee on Delayed Bills introduced:

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

The Committee on Delayed Bills introduced:

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Was read the first and second times and referred to the Committee on Appropriations.

Senator Erickson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson moved that Senate Bill No. 316 be re-instated.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

G. A. Troyer, Rugby; Christen Saxland, Carrington; J. H. Kelley, Grafton; G. S. Truid, Underwood; Robert Ellis, N. P.

Hales, Towner; W. R. Blume, Glenburn; C. H. Blanding, Jack Arnold, Harvey; Mrs. Dan R. Jones, Mrs. W. S. Lauder, Wahpeton; C. N. Swanson, Alex Steedsman, Paul E. Glass, H. E. Champion, Dr. H. M. Eisenloler, H. Guertz, Larimore; Clemens Fleck, Gerrard Muggli, Richardton; Miss Clara Hjerpe, Esmond; Mrs. Sidney A. Papke, Grand Forks; H. O. Lyngstad and O. H. Grimsgard, Rugby.

The President announced that pursuant to the motion of Senator Fine, the Senate was now in recess until 12:30 p. m. Monday.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FORTY-SEVENTH DAY AFTER RECESS AND
FORTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 20, 1933.

The Senate convened, pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures \$90,284.00 and insert in lieu thereof the figures \$72,934.54.

Strike out everything after line 8, Salaries and Wages, and insert in lieu thereof the following:

1. Administration	\$ 9,644.80
2. Faculty	68,903.74
3. Other Employees	11,216.00

Operating Expense:

1. Fuel (including freight)	\$ 11,000.00
2. Light, Power, Water, Gas	5,000.00
3. Telephone, Telegraph, Postage	1,200.00
4. Freight and Express	900.00
5. Insurance, Bonds, etc.	2,700.00

6. Printing	1,900.00
7. Travel	270.00
8. Office Supplies	450.00
9. Educational Supplies	7,000.00
10. Power House Supplies	350.00
11. Janitors' Supplies	1,100.00
12. Students' Welfare	400.00
13. House Rent	2,700.00
14. Miscellaneous	2,250.00

Total Maintenance	\$126,984.54
Less estimated income, all sources	65,000.00

Net Maintenance\$ 61,984.54

Improvements and Repairs:

1. General	\$ 4,200.00
2. Installing Stoker	500.00

Equipment:

1. Trades	\$ 4,750.00
2. Library Books and Supplies	650.00
3. Class Room	850.00

Total\$ 72,934.54

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 9, of the printed bill, after the word "shall" strike out the words "within one year", and insert in lieu thereof the words "within sixty days".

And when so amended recommend the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Section 4609c2 of the Supplement to the 1913 Compiled Laws of North Dakota relating to public utilities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Section 1, line 2, of the printed bill, strike out the words and figure "ten cents (10c)" and insert in lieu thereof the following: "five cents (5c)".

On page 3, Section 4, line 4, of the printed bill, strike out the word "ten" and in lieu thereof insert the word "five".

On page 3, Section 4, line 7, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "five".

Also in Section 4, line 8, strike out the word "ten" and insert in lieu thereof the word "five".

Also in Section 4, line 12, strike out the word "twenty" and insert in lieu thereof the word "ten".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Have had the same under consideration and recommend that the same be amended as follows:

On page 3, Section 4, line 5, of the printed bill strike out the word and figures "ten (10)" and insert in lieu thereof the word and figure "three (3)".

Also on page 4, Section 5, line 4, of the printed bill strike out the word and figures "ten (10)" and insert in lieu thereof the word and figure "three (3)".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 1, after "Section 1," insert the word "Amendment".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 268. A Bill for an Act transferring unexpended balances of appropriations made prior to January 1, 1933, for the office of State Examiner, and appropriating such balances to the office of State Examiner as created and established by an Act of the 1933 Session of the Legislative Assembly of the State of North Dakota, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Have had the same under consideration and recommend that the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the printed bill, after the word "than" strike out the words "four women," and insert in lieu thereof the words "an average of 24."

In line 6, after the word "during," strike out the words "any period of three months," and insert in lieu thereof "during a year."

In line 9, after the word "state," insert the following: "provided, however, that the same be under the supervision of the local Board of Health."

And when so amended recommend the same do pass.

E. C. STUCKE,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 4, strike out the word "Chapter" and insert in lieu thereof the word "Section."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 234. A Bill for an Act declaring that all judges of the courts of this State and the officers thereof are ineligible to membership in the Legislative Assembly, and providing that all licensed attorneys at law, practicing their profession in this State, are declared to be officers of the courts of the State, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. Q. Deploring the publication of an article, "Custer's Expedition to the Black Hills, 1874," as published in the North Dakota Historical Quarterly.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Concurrent Resolution No. R. A concurrent resolution amending the Constitution of the State of North Dakota, providing for the taxation of lands held by the Bank of North Dakota as agent for the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Bill No. 10. A Bill for an Act to amend and re-enact Section 6072 Supplement to the Compiled Laws of 1913, relating to the legal and contract rate of interest.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, District Deputy Game Wardens, State Health Officer, Members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans' Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, providing for disposition of fees collected by such appointive officers, and repealing all acts or parts of acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9, of the title, after the word "Warden" insert "Deputy Game Warden,".

In line 18, of the title, after the word "Bureau" insert the following: "Superintendent of State Hospital for the Insane, Assistant Superintendent of the State Hospital for the Insane, Principal for the School of Deaf."

In line 20, of the title, after the word "herewith" omit the period, insert a comma in lieu thereof and add the following language: "and declaring an emergency."

On page 3, of the printed bill, between lines 34 and 35, insert the following: "Deputy Game Warden.....\$2,000.00."

On page 3, in line 36, change the figure "\$3,000.00" to "\$3,200.00."

On page 4, of the printed bill, after line 53 insert three lines as follows:

Line 54. "Superintendent of State Hospital for the Insane\$3,200.00."

Line 55. "Assistant Superintendent of State Hospital for the Insane\$2,880.00."

Line 56. "Principal for the School of Deaf\$2,000.00."

On page 4, after the last section add the following section:

“Section 4. EMERGENCY.) An emergency is hereby declared to exist and this Act shall be in full force and effect from and after its passage and approval.”

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 301. A Bill Entitled an Act to establish a new procedure for the hearing and determination of small claims.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Have had the same under consideration and make no recommendation.

W. E. MATTHAEI,
Chairman.

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

Senator Matthaei moved to reconsider the recommendation of the standing committee report on Senate Bill No. 320.

Which motion prevailed.

Senator Matthaei moved that Senate Bill No. 320 be returned to the Senate by the standing committee without recommendation.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 20 of the printed bill after the word "provided" add the word "however," and before the word "testimony" in said line 20 insert the word "plaintiff's" and after the word "testimony" insert "or at the close of the trial".

In line 25, after the word "Supplement" strike out the period, insert a comma and add the following language: "relating to directed verdicts and denial thereof when a party objects thereto, and the party shall have all the rights provided by said Section 7643 of the Supplement to the Compiled Laws of North Dakota."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of the printed bill after the word "undertaking" change the period to a comma and add the following language: "provided, however, that any fidelity or surety company that has heretofore qualified under the laws relating to furnishing judicial bonds shall not be required to furnish such certified copy."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill in line 13, after the word "after" insert the word "personal", and after the word "notice" insert the following words: "in writing".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 20, of the printed bill change the word "dies" to "die".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed bill change the figures "\$3.50" to "\$4.00."

In line 8 of the printed bill change the figures "\$5.00" to "\$6.00."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 157. A Bill for an Act relating to the compensation and expenses of all inspectors, field men, appraisers, and collectors in the farm loan department of the Bank of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Reference being had to the printed bill:

On page 5, section 6, line 3, strike out the word "shall" and insert in lieu thereof the word "may": In line 6 of the same section strike out the word "hearings" and insert in lieu thereof the word "matter": In line 9 of the same section strike out the "period" and insert in lieu thereof a semi-colon and add the following "Provided, that such attorney shall be discharged at any time upon the petition of a majority of the depositors."

On page 5 in section 8 after the comma in line 6 insert the following "whose deposits shall amount to twenty-five dollars or more".

On page 7, section 9, line 13, strike out the word "one" and insert in lieu thereof the word "two"—strike out the word "year" in the same line and insert in lieu thereof the word "years".

On page 9, section 13, line 2, strike out the word "shall" and insert in lieu thereof the word "may": In line 6 of the same section strike out the word "hearings" and insert in lieu thereof the word "matter": In line 9 of the same section strike out the period and insert in lieu thereof a semi-colon and add the following "Provided, that such attorney shall be discharged at any time upon the petition of a majority of the depositors."

On page 10, section 15, line 4, after the comma add the following "depositors representing": Strike out the word "depositors" in the same line and insert in lieu thereof the word "deposits": In line 6 of the same paragraph strike out the words "from among" and insert in lieu thereof the words "selected by".

On page 10, section 16, line 3, after the word "whenever" insert the following "depositors representing" and in the same line strike out the word "depositors" and insert in lieu thereof the word "deposits".

On page 11, section 18, line 2, strike out the period after the word "repealed" and insert a semi-colon and add the following "provided, however, that nothing herein contained shall be construed as repealing subdivisions S of Section 51 of Chapter 96 of the Session Laws of 1931, relating to re-opening of banks without receivership."

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 92. A Bill for an Act defining the duties of the State Examiner, relative to depository bonds and requiring depositories to comply with the Examiner's requirements or be disqualified.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures \$66,672.00 and insert in lieu thereof the figures \$57,793.64.

Strike out everything after the 8th line, Salaries and Wages, and insert in lieu thereof the following:

1. Administration	\$ 7,988.80
2. Faculty	30,208.00
3. Other Employees	4,131.84

Operating Expense:

1. Fuel (including freight)	\$ 2,700.00
2. Light, Power, Water, Gas	720.00
3. Telephone, Telegraph, Postage	900.00
4. Freight and Express	675.00
5. Insurance, Bonds, etc.	1,350.00
6. Printing	500.00
7. Travel	250.00
8. Office Supplies	400.00
9. Educational Supplies	900.00
10. Special Assessment Taxes	625.00
11. Janitors' Supplies	675.00
12. Students' Welfare	270.00
13. Truck Maintenance	270.00
14. Dormitory Maintenance	360.00
15. State Forest Nursery	7,000.00
16. Forestry Extension	3,500.00
17. Reforestration and Cooperation with	

	Federal Government	2,500.00
18.	Appraisalment	50.00
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	Total Maintenance	\$ 65,973.64
	Less estimated income, all sources	10,000.00
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	Net Maintenance	\$ 55,973.64

Improvements and Repairs:

1.	General Repairs	\$ 500.00
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Equipment:

1.	Library	\$ 270.00
2.	School and Laboratory	500.00
3.	State Forest Nursery Machinery	200.00
4.	Typewriter Replacement	50.00
5.	Athletic Equipment Replacement	100.00
6.	Agriculture—Smith-Hughes	200.00

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	Total	\$ 57,793.64

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures "\$81,508," and insert in lieu thereof the figures "\$58,950.72."

Strike out everything after line 8, Salaries and Wages, and insert in lieu thereof the following:

1.	Administration	\$ 8,746.48
2.	Faculty	56,641.72
3.	Other Employees	14,367.52

Operating Expense:

1.	Fuel (including freight)	\$ 10,000.00
2.	Light, Power, Water, Gas	900.00
3.	Telephone, Telegraph, Postage	720.00
4.	Freight and Express	315.00

5. Insurance, Bonds, etc	2,800.00
6. Printing	720.00
7. Travel	270.00
8. Office Supplies	450.00
9. Educational Supplies	2,250.00
10. Power House Supplies	450.00
11. Janitors' Supplies	720.00
12. Students' Welfare	1,350.00
13. Instructors in Summer School	5,760.00
14. Farm Maintenance	900.00
15. Practice Teaching, City Schools	900.00
16. Practice Teaching, Rural Schools	900.00
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Total Maintenance	\$109,160.72
Less estimated income, all sources.....	\$ 54,000.00
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Net Maintenance	\$ 55,160.72

Improvements and Repairs:

1. Watermain	\$ 200.00
2. General Repairs	800.00

Equipment:

1. Laboratories	\$ 500.00
2. Replacements	750.00
3. Library Books	1,200.00

Miscellaneous Items:

1. Appraisal	\$ 40.00
2. Items of Expense (not included in the preceding)	300.00
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Total	\$ 58,950.72

And when so amended, recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, of the printed bill, strike out the figures "\$150,-520.00" and insert in lieu thereof the figures "\$127,261.92."

Strike out everything after the 8th line, "Salaries and Wages," and insert in lieu thereof the following:

1. Administration	\$ 14,783.20
2. Faculty	96,728.72
3. Other Employees	20,000.00

Operating Expense:

1. Fuel (including freight)	16,000.00
2. Light, Power, Water, Gas	6,000.00
3. Telegraph, Telephone, Postage	1,500.00
4. Freight and Express	800.00
5. Insurance, Bonds, etc.	5,500.00
6. Printing	800.00
7. Travel	300.00
8. Office Supplies	400.00
9. Educational Supplies	2,000.00
10. Power House Supplies	1,000.00
11. Janitors' Supplies	1,000.00
12. Students' Welfare	1,000.00
13. Extension	2,000.00
14. Commencement Supplies	200.00
15. Truck, Car, Bus Maintenance	1,500.00
16. City Practice Teaching	1,500.00
17. Rural Practice Teaching	1,500.00
18. Grounds	100.00

Total Maintenance	\$174,611.92
Less estimated income, all sources.....	\$ 55,000.00

Net Maintenance\$119,611.92

Improvements and Repairs:

1. Plumbing, Heating, Ventilating	600.00
2. General Repairs	1,000.00
3. Shingling Main Building	2,000.00
4. Painting (general)	200.00
5. Tubes and Linings, Boiler No. 1	800.00
6. Heat Control—New Gymnasium	125.00

Equipment:

1. Replacement of Equipment	1,000.00
2. Typewriters	250.00
3. Library	1,000.00
4. Filing Equipment	100.00
5. Physical Education Equipment	100.00
6. New Equipment, Class Rooms and Offices	100.00
7. Adding Machine	75.00

Miscellaneous Items:

1. Appraisal	100.00
2. Miscellaneous Items (not budgeted)....	200.00

Total\$127,261.92

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, of the printed bill, strike out the figures "\$40,000.00," and insert in lieu thereof the figures "\$20,000.00."

Strike out everything after line 10, and insert in lieu thereof the following:

Salary—State Seed Commissioner	\$ 4,800.00
Clerkhire, General Service and Regulatory Work, Operating Expense and Equip- ment	15,200.00
Total	\$ 20,000.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 270. A Bill for an Act to amend and reenact Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Sub-section (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title, after the word "Re-enact" insert "Section 2346a10 of the Supplement to the Compiled Laws of 1913".

On page 1 of the printed bill after the enacting clause insert the following: "Section 1. Amendment.) That Section 2346a10 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

"Section 2346a10—Fiscal Year With Different Rates.) If a taxpayer makes a return for a fiscal year beginning in 1932 and ending in 1933, his tax under this Act shall be computed by using:

"(a) The 1932 rates on that proportion of his total net income which the portion of such fiscal year ending within the calendar year 1932 bears to the full fiscal year.

"(b) The 1933 rates shall apply to the remainder."

On page 2, line 14, change the figure 4% to 3%.

On page 2, line 16, change the figure 7% to 5%.

On page 2, line 18, change the figure 10% to 7½%.

On page 2, line 20, change the figure 15% to 10%.

On page 2, line 22, change the figure 22½% to 12½%.

On page 2, line 24, beginning with the word "and" strike out the remainder of the section and in lieu thereof insert "15%".

On page 8, strike out Section 6.

On page 9, Section 9, line 1, after the word "be" strike out the remainder of the Section and in lieu thereof place "effective on all income received during the year ending December 31, 1933, as provided in this Act."

Re-number Section 1 as Section 2.

Re-number Section 2 as Section 3.

Re-number Section 3 as Section 4.

Re-number Section 5 as Section 6.

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures "\$236,088.00", and insert in lieu thereof the figures "\$173,345.99".

Strike out everything after line 8, "Salaries and Wages": and insert in lieu thereof the following:

1. Administration	\$ 18,138.40
2. Faculty	156,456.59
3. Other Employees	29,556.00

OPERATING EXPENSE:

1. Fuel (including freight)	22,500.00
2. Light, Power, Water, Gas	1,800.00
3. Telephone, Telegraph, Postage	1,800.00
4. Freight and Express	1,350.00
5. Insurance, Bonds, etc.	3,000.00
6. Printing	1,200.00
7. Travel	360.00
8. Office Supplies	675.00
9. Educational Supplies	6,300.00
10. Power House Supplies	800.00
11. Janitors' Supplies	2,880.00
12. Students' Welfare	1,350.00
13. Campus Maintenance	900.00
14. Dormitory	700.00
15. Operating Rural Department Cars and Truck	900.00

16. Library Supplies	180.00
Total Maintenance	\$250,345.99
Less estimated income, all sources	87,000.00
Net Maintenance	\$163,345.99

IMPROVEMENTS AND REPAIRS:

1. General repairs	\$ 2,400.00
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EQUIPMENT:

1. Library Books and Periodicals	1,500.00
2. General	1,000.00

MISCELLANEOUS ITEMS:

1. Taxes and Special Improvements	5,000.00
2. Appraisements	100.00

TOTAL\$173,345.99

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Concurrent Resolution No. "I," A Resolution to tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problems of the American people.

Have had the same under consideration and recommend that the same be adopted.

W. E. MATTHAEI,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Concurrent Resolution No. J. An Act to submit an amendment to Section 173 of the Constitution of the State to the voters for approval.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Concurrent Resolution No. "G". BE IT RESOLVED by the Senate of the State of North Dakota the House of Representatives concurring, that the following Amendment to Article 33 of the Amendments to the Constitution of the State of North Dakota be agreed to and submitted to the qualified electors of the State for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota; That Amendment entitled Article 33 of the Constitution of the State of North Dakota be, and the same hereby is, amended to read as follows:

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 751a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Changes figures in title from 751a-2 to 7571a-2.

After the enacting clause strike out all of the first paragraph and in lieu thereof insert the following: "Section 1. That Section 7571a-2 of the Supplement to the Compiled Laws for North Dakota, 1913 be amended and re-enacted to read as follows:"

In paragraph 2 of said bill before the word "Filing" insert the word and figures "Section 7571a-2".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senatae Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Have had the same under consideration and recommend that the same be amended as follows:

In line one, section one, after the figure "one" insert the word "Amendment".

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 257. A Bill for an Act to enable cities that adopt the city manager plan of city government to elect the council and other elective city officials by proportional representation; providing the procedure for the adoption thereof and the conduct of elections thereunder, and in connection therewith; making certain changes in election procedure; providing also that any city may, by ordinance, adopt this plan of election, and declaring an emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Have had the same under consideration and recommend that the same be amended as follows:

Change Sections 2 and 3 to Sections 3 and 4, respectively, and then insert Section 2 as follows:

Section 2. When the mortgagee has commenced foreclosure proceedings or the vendor demands or takes possession of the property covered by the contract and it shall be made to appear by the affidavit of the mortgagor or vendee, his agent or attorney, to the satisfaction of the Judge of the District Court of the county wherein such property is situated, that the mortgagor or vendee has a legal counterclaim or is entitled to take advantage of the provisions of this Act, or has any other valid defense against the collection of the whole or any part of the amount claimed to be due, such Judge may by an order to that effect enjoin the mortgagee from foreclosing such mortgage by advertisement, or the vendor from taking possession of or selling such property, and direct that all further proceedings be had in the District Court having jurisdiction of the subject matter; and for the purpose of carrying out the provisions of this Act, service may be made on the mortgagee or vendor or their attorney or agent. The provisions of this Act shall apply to the assignee or transferee of any mortgagee or vendor and to the assignee or successor in interest of the mortgagor or vendee.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 6, line 4, strike out, after the word "board" the words "in its discretion, may" and insert in lieu thereof the word "shall".

In Section 7, line 5, after the word "sciences" strike out period and insert a comma and insert the following: "provided however that the provisions of this Act shall not apply to students from North Dakota who are now enrolled in Chiropractic or Osteopathic schools or colleges who shall graduate prior to January 1, 1935."

Amend Line 2 of Section 14, after the word "nurses", strike out "or", and insert ","; after the word "Optometrists"

insert the following: "Cosmetologists, hair-dressers, barbers, and Christian Scientists".

And when so amended recommend the same do pass.

W. H. PORTER,
A. W. FOWLER,
W. S. WHITMAN,
P. J. MURPHY,
J. P. CAIN,
WM. WATT,
L. O. FREDRICKSON,
W. D. LYNCH,

D. H. HAMILTON,
Chairman.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUST WOG,
NELS MAGNUSON,
O. E. ERICKSON.

Senator Matthaei moved that the Majority Report be adopted, which motion was seconded.

Senator Erickson of Kidder moved that the word "Minority" be substituted for the word "Majority."

Which motion was lost.

Senator Wog demanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill No. 129, the roll was called and there were ayes, 18; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burkhart	Kamrath	Patten
Dubay	Lind	Regeth
Erickson, Divide	Martin	Simonson
Erickson, Kidder	Magnuson	Trout
Greene	Miklethun	Thorson
Handley	Olson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Plath
Brostuen	Indergaard	Porter
Cain	Jones	Stucke
Drew	Larson	Tinnes
Eastgate	Lynch	Trovatten
Field	McDonald	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman

Absent and not voting:

Messrs.
Brunsdale

So the motion was declared lost.

The President announced that the question was on the adoption of the Majority Report.

Which motion prevailed.

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 110. A Bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota, 1913, relating to theaters, open on Sunday, and penalty for violation thereof.

Have had the same under consideration and recommend that the same do pass.

W. H. PORTER,
GUST WOG,
A. W. FOWLER,
W. S. WHITMAN,
J. P. CAIN,
W. D. LYNCH.

D. H. HAMILTON,
Chairman.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 110. A Bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota, 1913, relating to theaters, open on Sunday, and penalty for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
P. J. MURPHY,
WM. WATT,
L. O. FREDRICKSON,
O. E. ERICKSON.

Senator Hamilton moved that the Majority report be adopted, which motion was seconded.

Senator Watt moved that the word "Minority" be substituted for the word "Majority."

Which motion prevailed.

Senator Whitman demanded a roll call.

ROLL CALL

The question being on adoption of the Minority Report on Senate Bill No. 110, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Drew	Larson	Simonson
Dubay	McDonald	Tinnes
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Fine	Miklethun	Watt
Fredrickson	Miller	
Gronvold	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Regeth
Bonzer	Kamrath	Stucke
Cain	Lind	Trout
Erickson, Divide	Lynch	Whelan
Field	Martin	Whitman
Fowler	Matthaei	Wog
Greene	Porter	

Absent and not voting:

Messrs.
Brunsdale

So the motion was declared adopted.

Senator Watt moved that the vote by which Senate Bill No. 110 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 178. A Bill for an Act to amend and reenact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In title of Bill, line 2 after figure "1913," change the period to a comma and add the following language: "Relating to garnishment."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 303. A Bill for an Act to amend and reenact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
Chairman.

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

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FORTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 20, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain Rev. Logee.

Roll Call: All senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-sixth Day After Recess and Forty-seventh Day and recommend that the same be corrected as follows:

On page 33, following line 8, insert the following paragraph:

“Senator Fine moved that at the conclusion of the First and Second Reading of Senate bills, the senate recess until 12:30 p. m. Monday.

“Which motion prevailed.”

On page 38, strike out lines 8 and 9 and insert in lieu thereof the following:

“The President announced that pursuant to the motion of Senator Fine, the Senate was now in recess until 12:30 p. m. Monday.”

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Greene moved that the petitions and communications now before the Senate be referred to the proper committees without being read from the desk.

Which motion prevailed.

Senator Olson presented a telegram, signed by G. C. Hulett, Valley City, opposing Senate Bill No. 129.

Was referred to the Committee on Public Health.

Senator Olson presented a petition, signed by O. H. Bjerke, Oriska and 27 others opposing House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Cain presented a petition, signed by Fred J. Gerlich, Dickinson and 82 others favoring the repeal of the present prohibition laws of this state.

Was referred to the Committee on Temperance.

A petition was presented, signed by S. E. Hammon, Wyndmere and 26 others favoring the "Livestock License Bill" and the "Weighing and Grading Bill".

Was referred to the Committee on Livestock.

Senator Bonzer presented a petition signed by L. R. Burfeining, Hankinson, and 52 others opposing the proposed chain store tax.

Was referred to the Committee on Tax and Tax Laws.

Senator Thorson presented a petition, signed by R. A. Botz, Hettinger and 46 others opposing the proposed chain store tax.

A like petition was presented, signed by J. C. Hart, Grand Forks and 25 others.

Were referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by W. D. Odou, Hettinger, opposing House Bill No. 91.

Was referred to the Committee on Livestock.

Senator Martin presented thirteen telegrams from Mandan merchants favoring chain store tax.

Were referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by Clark Hill, Erie and 49 others opposing proposed increase in cream station license fee.

Was referred to the Committee on Tax and Tax Laws.

Senator Lind presented seven telegrams favoring the enactment of a chain store tax, signed by Williston merchants.

Was referred to the Committee on Tax and Tax Laws.

A telegram was presented from the Retail Grocers Association, Grand Forks, favoring House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Whitman presented a petition, signed by J. C. Hart, Grand Forks and 24 others opposing the proposed chain store tax.

Senator Tinnes presented a similar petition.

Which 2 petitions were referred to the Committee on Tax and Tax Laws.

Senator Field presented a petition, signed by R. L. Hawes, president Wahpeton Commercial club, favoring Senate Bill No. 110 and House Bill No. 278.

Was referred to the Committee on State Affairs.

Senator Field presented a communication, signed by Hugo Stern, Commander Wm. R. Purdon Post No. 20, American Legion, Wahpeton, urging legislation allowing theatres to operate on Sunday.

Was referred to the Committee on State Affairs.

Senator Dubay presented a petition, signed by Mrs. Kathleen Flumerfelt, Rolla and 22 other members of the Rolla Womens club favoring Senate Bills Nos. 217, 218 and 233.

Was referred to the Committee on Education.

A petition was presented, signed by F. V. Hanson, Rolla and 24 others opposing the proposed chain store tax.

Was referred to the Committee on Tax and Tax Laws.

A resolution was presented, signed by Jos. M. Kollseina, Hettinger, secretary Hettinger County Taxpayers Association urging certain legislation.

Was referred to the Committee on Tax and Tax Laws.

A resolution, signed by the same association asking an amendment to the renewal condition of the Crop Production Loan Office.

Was referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 250. A Bill for an Act creating the office of Conservation Commissioner, designating the State Engineer as such Commissioner, defining his duties, empowering the Governor to appoint not more than one assistant to

such Commissioner, fixing his salary, providing for the diversion of \$20,000.00 bi-annually from the Game and Fish Fund of the state to support this project, defining the purposes and objects of this Act, repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

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

Senator Stucke moved that the reading of the amendment to Senate Bill No. 299 as proposed in the report of the Committee on Public Health be dispensed with.

Which motion prevailed.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 299. A Bill for an Act to establish a State Board of Health and prescribe the duties and powers thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following: "FOR AN ACT amending and re-enacting Sections 396d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health Laboratories at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That Sections 396d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows:

AMENDMENT. Section 396d1. State Department of Health. There is hereby created and established a state department of health, which shall be constituted as provided in this act, and shall exercise all the powers and duties now conferred upon the state board of health, and such other powers and duties as are herein provided for. The state department of health shall consist of a public health advisory

council, a state health officer, directors of divisions and other employees as herein provided for. (1925 Supplement to 1913 C. L.)

Section 396d2. Public Health Advisory Council. The public health advisory council shall consist of five (5) members, three (3) of whom shall be appointed by the Governor; the superintendent of public instruction and the Attorney-General shall be ex-officio members of the council. The term of office of the appointive members shall be six years except as hereinafter provided for, and until their successors are appointed and qualified.

The Governor shall fill all vacancies by appointment but in case of a vacancy before the expiration of a term the appointment shall be for the residue of the term only. Immediately after the passage of this act the governor shall appoint one member for a term of two years, one member for a term of four years, one member for a term of six years. Thereafter each original appointment shall be for six years.

At least one of the appointive members of the public health advisory council shall be a woman; at least one shall be a physician who is a graduate of a regular medical school of class A standing; and at least one shall be a dentist, who is a graduate of a regular dental school of class A standing. The public health advisory council shall meet in January and June of each year and at such other times as may be directed by the council of its president. The members of the council shall receive only their actual and necessary traveling expenses when engaged in the actual discharge of their official duties.

A member of the council shall be chosen president thereof and his term of office shall be two years. His duties shall be prescribed by the statutes of the state. A member of the council shall be chosen as secretary thereof.

Section 396d3. Health Officer. The state health officer shall be appointed by the public health advisory council. He or she shall be a physician who has graduated from a regular school of medicine of class A standing. He shall receive a salary not to exceed \$3,000.00 a year, payable in monthly installments and necessary traveling expenses incurred in the performance of official business. He shall not engage in any other occupation of business and shall hold office for two years beginning July, 1933. The state health officer shall be the administrative officer of the state department of health. His duties shall be those prescribed by the statutes of the state and the regulations of the state board of health for the superintendent of public health. (1925 Supplement to 1913 C. L.)

Section 396a4. Accepting Provisions of Sheppard-Towner Infant and Maternal Hygiene Act. The provisions of the Sheppard-Towner Act, allotting \$5,000.00 annually for five years to the state department of health, which provisions have already been accepted by the Governor during the legislative recess, are hereby accepted and approved by the legislative assembly. (1925 Supplement to 1913 C. L.)

Section 396d5. Making an appropriation to meet the Allotment of the Sheppard-Towner Act. The sum of \$2,000.00 is hereby appropriated out of the moneys in the general fund in the state treasury, not otherwise appropriated, for the purpose of conducting infant and maternal hygiene work in North Dakota under the supervision of the state department of health. Provided, a like sum is allotted by the Federal Government under the provisions of the Sheppard-Towner Act. (1925 Supplement to C. L.)

Chapter 262, Laws 1931

ACCEPTANCE OF FUNDS BY STATE HEALTH
DEPARTMENT

Section 1. Amendment.) Section 396d6, 1925 Supplement to the Compiled Laws of 1913, is hereby amended and re-enacted to read as follows:

Section 396d6. The State Department of Health shall be authorized to accept funds from cities, counties, the Federal Government, private organizations and individuals for infancy and maternal hygiene, and other public health work and to match the same from any unexpended portion of their budget, in accordance with specifications agreed to or required by Congressional Act when approved by the Governor of the State. All such work shall be done by the State Department of Health.

Section 400a. Powers and Duties. **The powers and duties** of the state department of health and the public health advisory council shall be those prescribed by the statutes of the state and the regulations of the state board of health. (1925 Supplement to C. L.)

Section 403a1. Changes in Titles. Wherever the words "state board of health" appear in the statutes of the state and the regulations of the state board of health there shall be substituted therefor the words "state department of health".

Wherever the words, "superintendent of public health" appear there shall be substituted therefor the words "state health officer", in the statutes of the state and the regulations of the state board of health. (1925 Supplement to C. L.)

Section 403a2. Working Divisions. The state department of health may establish the following divisions, together with such other divisions as may from time to time be determined:

1. Division of Vital Statistics.
 2. Division of Preventable Disease.
 3. Division of Child Hygiene and Public Health Nursing.
 4. Division of Sanitary Engineering.
- (1925 Supplement to 1913 C. L.)

Section 403a3. Office Space. The state shall provide suitable office space in Bismarck for housing and maintaining the state department of health. Special fireproof vaults shall be provided for the storage of birth and death certificates. (1925 Supplement to C. L.)

Section 403a4. Repealing Sections 397, 398, 401, and 403. Sections 397, 398, 401, and 403 of the Compiled Laws of 1913 are hereby repealed. (1925 Supplement to C. L.)

And it is further enacted:

Section 1. That the operation of the state public health laboratories at Grand Forks, Bismarck, Minot, and Fargo is hereby transferred to the state department of health and any appropriation theretofore made or any funds now belonging to said laboratories is hereby also transferred to the state department of health. The State Department of Health is hereby authorized and empowered to close one or more of said laboratories or substations if in their judgment conditions so warrant.

REPEAL.) All Acts or parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

E. C. STUCKE,
Chairman.

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

Senator Stucke asked unanimous consent to have Senate Bill No. 299 placed on the Calendar without being referred to the Committee on Appropriations.

Which request was granted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any,

by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Have had the same under consideration and recommend that the same be amended as follows:

Reference being had to the printed bill.

On page 2, line 11, after the word "person" add the following:

"and by serving notice of intention to file such lien upon the person or corporation liable for such damages, such notice to be served by registered mail or by personal service in the manner now provided for service of a summons, and:"

On page 3, line 38, after the word "unpaid," add the following:

Strike out the period and insert in lieu thereof a comma and add the following: "together with proof of service of the notice of intention to file a lien."

On page 3, section 3, line 1, after the word "lien," add the following: "with proof of service."

On page 4, Section 3, line 5, strike out the following words: "whether named in said hospital lien statement or not."

On page 5, section 5, line 9, after the word "payment," strike out the period and insert in lieu thereof a comma and add the following: "provided, however, that if the amount of the claim is contested, payment shall be made to the clerk of the district court and shall be subject to all of the terms and conditions stated in Section 4 hereof."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and

reevaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the period after the word "property" in line 26 on page 5, and add the following: ". and shall be paid as a condition precedent to the right of appeal from any order or decision of the Board of Railroad Commissioners."

Strike out the figure "5" in section 5, and insert in lieu thereof the following section viz: "Sec. 5. ADDITIONAL AMOUNT TO BE PAID; REFUND.) That in the event the amount so fixed shall be insufficient to cover the costs and expenses of such revaluation, the Board of Railroad Commissioners may make its order for an amount sufficient to cover such additional costs, and the same shall be levied and collected in the same manner as the original amount; and in the event the original order shall be for an amount in excess of the actual cost of such investigation, such surplus shall be refunded to the utility depositing the same within thirty days after the actual amount has been determined."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred

Senate Bill No. 324. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180, Session Laws of North Dakota for 1927, being the Motor Vehicle Anti-theft Act, to provide a registration card and the method of displaying the same, and to repeal all conflicting Acts and parts of Acts, particularly Sections 11 and 12 of Chapter 179, Session Laws of North Dakota for 1927, relating to the issuance and display of registration cards.

Have had the same under consideration and recommend that the same be amended as follows:

On line 25, of page 2 of the printed bill, strike out the words and figures "fifty (50) cents," and insert in lieu thereof the words and figures "twenty (20) cents."

And when so amended recommend the same do pass.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred

Senate Bill No. 279. A Bill for an Act to amend and re-enact Chapter 154 of the Session Laws of 1931, governing the awarding of certain contracts, giving preference to the extent of five percent to residents of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. F. BONZER, JR.,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Have had the same under consideration and recommend that the same be amended as follows:

In section 4, line 2, change the figure "9" to "4" and strike out the words "and the polls shall be kept open at least one hour."

In line 7 of the printed bill strike out the word "should" and insert in its place the word "shall."

And when so amended recommend the same do pass.

O. E. ERICKSON,
Chairman.

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

The Committee on Mines and Minerals made the following report:

Mr. President: Your Committee on Mines and Minerals to whom was referred

Senate Bill No. 292. A Bill for an Act to amend and re-enact Section 3084a2, Supplement to the 1913 Compiled Laws of North Dakota and repealing Sections 3084a3, 3084a4, 3084a14 and 3084a15, Supplement to the Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

ALEX LIND,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 218. A Bill for an Act to provide for a survey of schools and distribution of the State Equalization Fund by the State Board of Administration.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 189B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended

by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page 11 of the printed bill in Section 15, line 29, after the word "Treasury," insert the following: "In addition to the foregoing duties imposed upon him by law, it shall be the duty of the State Examiner to examine at least once every year, and as much oftener as he in his discretion may deem it advisable, all bonds furnished to secure the deposit of public funds in this state; and all security or collateral furnished in connection therewith, if any. All officers having the possession of any depository bond or any security or collateral furnished in connection therewith, must afford all reasonable facilities for the investigations provided for herein. If, upon such examination, such examiner shall find any bond insufficient in form or substance, or the surety thereon insufficient or financially irresponsible, or not legally qualified, or that said bond does not comply with the law in any other respect, or that any security or collateral furnished in connection with any such bond is insufficient or improper, or not in compliance with law, or not properly pledged or transferred, he shall in writing notify the depository furnishing such bond, and the public corporation or officer to whom it was furnished, of his objections thereto, and require that a new bond or new or additional security be furnished in full compliance with the law. Should such depository fail or refuse to furnish a new bond or new or additional security in full compliance with the law within thirty days after notice to it from the State Examiner of his objections, such depository shall cease to be a legal depository for the funds of the public corporation to which, or the public officer to whom the bond objected to was furnished.

Strike out the emergency in Sec. 25.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

Senator Hamilton moved that Senate Bill No. 323 be referred to the Committee on Appropriations.

Which motion prevailed.

Senator Erickson of Kidder moved that Senate Bill No. 184 be re-referred to the Committee on Judiciary.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 20, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Which the House has passed unchanged.

Also,

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Which the House has amended.

Also transmit:

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Greene asked unanimous consent to withdraw Senate Concurrent Resolution No. N.

Which request was granted.

Senator Indergaard asked unanimous consent to withdraw Senate Bill No. 204.

Which request was granted.

Senator Erickson of Kidder moved that the Senate reconsider action taken on Senate Bill No. 184.

Which motion prevailed.

Senator Erickson of Kidder renewed his previous motion to have Senate Bill No. 184 re-referred to the Committee on Judiciary.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

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

Senator Erickson of Kidder asked unanimous consent to withdraw Senate Bill No. 183.

Which request was granted.

Senator Miklethun asked unanimous consent to return to the Fourth Order of Business.

Which request was granted.

Senator Miklethun requested that the special communication received from the Legislative Committee of the Holiday Association be read from the desk.

Which request was granted.

Senator Miklethun moved that said communication be printed in the Journal.

Which motion prevailed.

TO THE HONORABLE MEMBERS OF THE TWENTY-THIRD LEGISLATIVE ASSEMBLY:

We, the Members of the Legislative Committee of the Holiday Association, chosen by the delegates of said organization,

and representing 600 farmers in Mass Meeting assembled in the new Burleigh County Courthouse this 19th day of February, respectfully submit to you, the Members of the Legislature, the following recommendations for your consideration and support:

We Recommend:

1. The passage of a One Year Moratorium, giving the Governor power to extend said Moratorium if the present crisis continues.
2. The passage of House Bill No. 177, known as the Embargo Bill.
3. The passage of the Farm Strike Legalization Bill.
4. The passage of the Scrip Bill, to provide a medium of exchange.
5. The passage of a Safe Depository Law for checking accounts up to \$500; such depositories to be state or national banks which provide security, or the County Treasurer; all such checking account funds to be kept 100% liquid, with service charge to cover operating expense.
6. The passage of the Owings Bill, all public funds to be deposited in the Bank of North Dakota.
7. The passage of legislation permitting the deposit of funds in state or national banks by the Bank of North Dakota instead of in eastern banks, provided federal, state or municipal bonds are put up to secure the entire amount of such deposit at market value; the Bank of N. D. to have power to demand additional security whenever market value decreases, and to sell such securities if additional security is not furnished upon such demand.
8. The passage of the Bill abolishing Deficiency Judgments.
9. The passage of the Fine Bill reducing the time for expiration of judgments from 10 years to 6 years.
10. The passage of S. B. No. 9 (Miklethun Bill) endorsed by the Governor, providing additional exemptions from judgments and mortgages.
11. The passage of S. B. No. 25, prohibiting evasion of the Crop Mortgage Law approved by the people in November election.
12. The passage of a Bill providing for a Tannery, Woolen Knitting Mill, and a Leather Product and Shoe Factory.
13. The passage of Senate Bill No. 56, which provides that the title to personal property sold or exchanged passes to the buyer upon delivery of such property by the seller to the buyer, when the amount involved exceeds \$200.

14. The passage of Senate Bill No. 7, limiting the interest rate to 6% and limiting all carrying charges to 7%.
15. That the Board of Administration be given power to suspend all normal schools, the University and the Agricultural College, if sufficient taxes do not come in to maintain them, thus avoiding borrowing money to run them.
16. The passage of a Lignite Coal Tonnage Tax.
17. The passage of S. B. 131, 10% gross Earnings Tax on Public Utilities.
18. The passage of a stringent Chain Store Tax.

We believe these are the minimum demands which must be met under our constitutional form of government to preserve our homes, to lighten the unbearable tax burden, to fulfill the promises made to the people by the representatives and senators of the Honorable Assembly, when they ran for that high office.

We desire a Roll Call on all Economic Measures.

We are absolutely OPPOSED to all Clincher Motions.

Respectfully submitted,

WM. GODWIN, Representative,
Chairman

CHAS. STREICH, Farmer,
O. T. HAAKENSEN, Farmer,
C. W. FINE, Senator,
BEN FEDJE, Representative.

Was referred to the Committee on State Affairs.

UNFINISHED BUSINESS

Senator Watt moved to amend Senate Bill No. 266 as follows:

Strike out Section 4.

Which motion prevailed.

Senator Watt moved to amend Senate Bill No. 266 as follows:

In Section 6, line 11, after the word "not" insert the words "to exceed" in place of "less than".

Which motion prevailed.

Senator Fine moved to further amend Senate Bill No. 266 as follows:

"After Section 12, add as Section 13: Provided further, that neither the County Agent nor anyone connected with the Agriculture Extension Department shall use his or her influence in any way whatsoever in favor of or against

the institution or repeal of County Agent work in any County."

Which motion prevailed.

Senator Watt moved that the sections be renumbered to correspond with the amendments made.

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and Senate Bill No. 266, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Murphy
Brostuen	Indergaard	Olson
Burkhart	Jones	Plath
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Field	Martin	Trout
Fine	McDonald	Watt
Fowler	Magnuson	Wheian
Fredrickson	Marshall	Whitman
Greene	Matthaei	Wog
Gronvold	Miklethun	

Those voting in the negative were:

Messrs.		
Atkins	Eastgate	Thorson
Brunsdale	Patten	Trovatten
Cain	Porter	

So the bill passed and the title was agreed to.

Senator Fine explained his vote as follows:

"I recognize that there is a demand in my county as well as in other counties for reduction of taxes and that this comes well within that demand, that is, I mean the repeal of the County Agent law, but inasmuch as the Bill for repeal has not passed and this appears to be a considerable improvement as far as the administration of County Agent work is concerned for the farmers welfare, for that reason I vote, aye."

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

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

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the

land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Fredrickson

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

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter

Messrs.	Messrs.	Messrs.
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.
Fredrickson
Hamilton

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

Senator Matthaei moved to amend Senate Bill No. 231 as follows:

In line 2, strike out the words "Person, firm, corporation, or association," and insert in lieu thereof the words "cities, county, school districts or other political subdivision."

Which motion was lost.

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Miklethun
Burkhart	Indergaard	Miller
Drew	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Lind	Stucke
Fine	Martin	Tinnes
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson
Hamilton	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Simonson
Bangert	Gronvold	Trovatten
Bonzer	Lynch	Watt
Brunsdale	Matthaei	Whelan
Cain	Murphy	Whitman
Eastgate	Plath	
Field	Porter	

So the bill passed and the title was agreed to.

Senator Erickson moved that the vote by which Senate Bill No. 231 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Brunsdale	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Martin	Thorson
Fine	McDonald	Trovatten
Fowler	Magnuson	Whelan
Fredrickson	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Porter
Cain	Matthaei	Tinnes
Eastgate	Miller	Watt
Field	Murphy	Whitman
Gronvold	Plath	

Absent and not voting:

Messrs.
Burkhart
Indergaard

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Bill No. 164 be placed at the foot of the Calendar.

Which motion prevailed.

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Dubay	Lind	Whelan
Eastgate	Lynch	Whitman
Field	Martin	Wog
Fowler	McDonald	
Gronvold	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Regeth
Drew	Magnuson	Trout
Erickson, Divide	Marshall	Thorson
Erickson, Kidder	Miklethun	Trovatten
Fine	Murphy	Watt
Fredrickson	Olson	
Greene	Patten	

Absent and not voting:

Messrs.
Burkhart
Simonson

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

Senator Whitman moved that the vote by which Senate Bill No. 111 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "I never smoke myself, never have, I have no particular objection

to smoking, nevertheless, it seems to me there is a flagrant violation of this law by both men and women and that we ought to repeal it. I vote aye."

Senator Erickson of Kidder explained his vote as follows: "I am going to vote to maintain this law on the statute books. I don't believe that we should repeal laws simply because they are not obeyed. If we are going to repeal laws that are not obeyed, then let us repeal the lynching law, kidnapping law and murder law with it. I vote nay."

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Burkhart
Simonson

So the bill passed and the title was agreed to.

Senate Bill No. 191. A Bill for an Act to prohibit barbering on Sunday, and providing a penalty therefor.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Marshall
Burkhart	Jones	Miklethun
Dubay	McDonald	Olson
Fine	Magnuson	Stucke

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Brunsdale	Kamrath	Tinnes
Cain	Larson	Trout
Drew	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Eastgate	Martin	Watt
Field	Matthaei	Whelan
Fowler	Miller	Whitman
Greene	Murphy	Wog
Gronvold	Patten	

Absent and not voting:

Messrs.
Erickson, Kidder
Simonson

So the bill was declared lost.

Senator Matthaei moved that the vote by which Senate Bill No. 191 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 192. A Bill for an Act to require barber shops to have an adequate supply of water for sanitary purposes, and providing a penalty for failure to do so.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Drew	McDonald
Bangert	Dubay	Porter
Burkhart	Hamilton	Stucke
Cain	Jones	Tinnes

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Brunsdale	Larson	Plath
Erickson, Divide	Lind	Regeth
Erickson, Kidder	Lynch	Trout
Eastgate	Martin	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.
Kamrath
Simonson

So the bill was declared lost.

EXPLANATION OF VOTES

Senator Greene: "I am certainly in favor of sanitation in barber shops. If this bill had been drawn to include sewage in towns that had it, I would be in favor of it but I think this is a hardship on many hundreds of small town barber shops where it would cost them more than they could afford to put in a sewer system and therefore I vote nay."

Senator McDonald: "I vote 'aye' because I believe in sanitary conditions. I want to have a clean place to be shaved, I don't believe in dirty shops and I don't want to have my face shaved in such a shop. I vote aye."

Senator Matthaei: "I believe I can judge myself what kind of a place I want to get shaved in and I believe the public is capable of making their own determination and therefore I vote nay."

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Murphy
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Plath
Brunsdale	Larson	Regeth
Cain	Lind	Stucke
Drew	Lynch	Timnes
Dubay	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Wog
Greene	Miklethun	
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Trovatten
Erickson, Divide	Gronvold	Whitman
Erickson, Kidder	Porter	

Absent and not voting:

Messrs.
Simonson

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Bill No. 249 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Matthaei moved that Senate Bill No. 265 be placed at the foot of the Calendar.

Which motion prevailed.

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade, the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Plath
Burkhart	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Fine	McDonald	Watt
Fowler	Magnuson	Whelan
Fredrickson	Marshall	Whitman
Greene	Miklethun	Wog
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Brunsdale	Gronvold	Tinnes
Cain	Martin	Trovatten
Drew	Matthaei	
Eastgate	Murphy	

Absent and not voting:

Messrs.
Simonson

So the Resolution was declared adopted.

Senator Atkins moved to amend Senate Bill No. 277 as follows:

Following the word "eye", in line 7, Section 1, on page 2 of Senate Bill No. 277, insert the following: "The payment provided for in this act shall be made as follows, to-wit: The sum of \$664.50 upon the passage and approval of this act, the sum of \$500.00 on January first, 1934, the sum of \$500.00 on January first, 1935, and the sum of \$500.00 on January first, 1936".

In line 8 of the bill insert the following: "Section 2. EMERGENCY.)".

Which motion prevailed.

Senator Atkins moved that the rules be suspended and Senate Bill No. 277, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 277. A Bill for an Act making an appropriation to pay compensation to James Boyd for permanent

disability resulting from an accident occurring to him while employed at the State Penitentiary as an inmate on September 18, 1922, whereby his right eye was totally destroyed.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bonzer	Jones	Porter
Brostuen	Lind	Stucke
Brunsdale	Martin	Trovatten
Cain	McDonald	Whitman
Drew	Magnuson	
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Burkhart	Indergaard	Regeth
Dubay	Kamrath	Simonson
Erickson, Divide	Larson	Tinnes
Erickson, Kidder	Lynch	Trout
Eastgate	Marshall	Thorson
Field	Miklethun	Watt
Fine	Miller	Whelan
Fowler	Murphy	Wog
Hamilton	Olson	

Absent and not voting:

Messrs.
Greene

So the bill was declared lost.

Senator Fine asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Section 5, line 9, insert the word "minor" before the word "surgery".

Section 5, line 19 and 20, strike out the words "the subjects named herein as required for examination" and insert in lieu thereof the words "Osteopathy as defined herein".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith.

Have had the same under consideration and recommend that the same be amended as follows:

After the last word in the title, add the following "and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency".

Section 2, line 6, after the word "city", strike out the words "having a population of not less than one thousand inhabitants".

Section 7, line 44, after the word "State", add a "." and strike out the rest of said section.

After Section 7, add additional sections to read:

Section 8. Whenever the words "city or cities" occur herein they shall be deemed to include incorporated villages and townships, and the governing board thereof shall possess the same powers and authority granted herein to any city council or commission.

Section 9. EMERGENCY.) This Act is hereby declared an emergency measure and shall be in full force and effect from and after its passage.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 256. A Bill for an Act to provide funds and raise revenue for the purpose of purchasing one hundred million bushels of wheat; to create a Board of Wheat Control; and to prohibit the planting of a single acre of wheat in North Dakota during 1933.

Have had the same under consideration and return the same without recommendation.

E. E. GREENE,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of license, and providing a penalty.

Have had the same under consideration and recommend that the same be amended as follows:

1st. Strike out everything in the title after the words "A BILL" and insert in lieu thereof the following: "FOR AN ACT to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929, relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty."

2nd. Strike out all of Section 1 and insert in lieu thereof the following: "Section 1. AMENDMENT.) That Sections 2, 3, 4 and 5 of Chapter 166 of the Session Laws of the State of North Dakota for the year 1929 be and the same hereby are amended and re-enacted to read as follows:"

3rd. That the word "Amendment" at the beginning of Section 2 in line 1 on page 2 of the printed bill be stricken out.

4th. That the word "Amendment" at the beginning of Section 3 in line 1 on page 3 of the bill be stricken out.

5th. That the word "Amendment" at the beginning of Section 4 in line 1 on page 3 of the bill be stricken out.

6th. Following the period after the word "fund," in line 21, on page 4 of the bill, insert the following: "Provided, however, that the State Auditor may require such applicant to file a suitable bond conditioned for the prompt filing of reports and payment of the tax designated herein."

7th. Strike out the word "Amendment" at the beginning of Section 5 in line 1 on page 7 of the bill.

8th. Strike out all of Section 6.

9th. Strike out the figure "7" in line 1, Section 7, page 9, and insert in lieu thereof "Section 6."

10th. Strike out the figure "8" after the word "Section" in line 1 on page 10, and insert in lieu thereof the figure "7" and the word "Repeal."

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

A majority of the Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER,
J. P. CAIN,
WM. WATT,
W. D. LYNCH,
C. N. BRUNSDALE,
A. A. TROVATTEN.

A minority of the Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the original bill, after the figure 1, insert the word "amendment" and a period.

In Section 2, after the figure 2, insert the word "amendment" and a period.

In Section 4 of the original bill, in line 7, strike out the word "with" and insert in lieu thereof the word "without."

In the original bill in Section 1, line 10, after the word "title" strike out the period and insert a comma and add the following: "except in cases where the value of the property sold does not exceed \$200."

C. W. FINE,
JOHN L. MILKETHUN,
G. H. JONES,
R. W. PATTEN,
NELS MAGNUSON,
NELS P. SIMONSON,
A. S. MARSHALL,
W. E. MARTIN.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Have had the same under consideration and recommend that the same be amended as follows:

In line 19, on page 2 of the printed bill, change the semi-colon to a period and strike out the balance of paragraph 3, Section 3511.

In line 27, on page 2 of the printed bill, strike out the following language "or for filing and indexing a satisfaction of a chattel mortgage."

On page 3 of the printed bill change the numbering of the paragraphs, namely, paragraphs 7, 8, 9, 10, 11 and 12 to numbers 8, 9, 10, 11, 12 and 13, respectively.

On page 3 between lines 33 and 34, insert a new paragraph as follows: "for any and every kind of unsealed certificate as to filing, on any copy of any instruments and for the return of same to the sender or person, ten cents; or for filing a satisfaction of, and cancelling a chattel mortgage filed, ten cents."

In line 42, on page 3 of printed bill, strike out the comma.

In line 52, on page 3 of printed bill, strike out the word "transfer" and insert in lieu thereof the word "entry."

In line 54, page 3 of printed bill, after the word "demands" insert the phrase "a continuation of."

In line 57, page 4 of printed bill, after the word "each" insert the word "new."

In lines 1 and 2, Section 2, page 4 of printed bill, change the spelling of the word "Sesison" to "Session."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

Senator Tinnes asked unanimous consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Tinnes moved that the Fiftieth Legislative Day be considered at an end at 2:00 P. M., Thursday, February 23, for the reason that February 22 is a legal holiday.

The President ruled that the time is set by the Constitution and cannot be changed.

Senator Hamilton asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

Senator Hamilton moved that the report of the Committee on State Affairs amending Senate Bill No. 248 be substituted and adopted in place of the report returned without recommendation.

Which motion prevailed.

REPORT OF STANDING COMMITTEE

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill change the word "Sections" to "Section" and strike out the figures 3028, 3029, and 3034, and also strike out the words "as amended by Chapter 209, Session Laws of 1927,".

Strike out all of Section 1, Section 2, and Section 4.

In Section 3, line 9 of the printed bill, after the word "of" strike out the word "five" and insert "three" in lieu thereof.

In Section 3, line 11, after the first word "of" strike out "fifteen" and insert "ten" in lieu thereof.

In Section 3, line 13, strike out the words "thirty-five" and insert "twenty-five" in lieu thereof.

In Section 3, line 15, after the word "of" strike out the word "fifty" and insert "forty" in lieu thereof.

In Section 3, line 15, strike out the words "this state" and insert in lieu thereof the words "the county in which the license was issued."

Then renumber Section 3 as Section 1.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Education introduced:

Approved by the Committee on Delayed Bills.

Senate Bill No. 332. A Bill for an Act to raise revenue for the common and rural schools of the State by imposing a tax upon kerosene, distillate, fuel oil and all motor fuel, except gasoline, distributed and sold within the state; and providing for the distribution of such revenue; and fixing a penalty for the violation of this Act.

Was read the first and second times and referred to the Committee on Education.

The Committee on Delayed Bills introduced:

Senate Bill No. 333. A Bill for an Act creating the office of Conservation Commissioner, defining his duties, fixing his salary, his appointment to be by the Governor, and providing for the diversion of \$20,000 bi-annually from the Game and Fish Fund of the state to support this project, defining the purpose and objects of this Act, repealing all Acts or parts of Acts in conflict herewith, relating also to the transfer of all the powers and duties of the State Engineer and Deputy State Geologist in charge of the waters of this state to the Conservation Commissioner.

Was read the first and second times and referred to the Committee on State Affairs.

Senator Fine asked to proceed to the Eighteenth Order of Business.

Which request was granted.

Senator Fine moved that at the conclusion of the First and Second Reading of House Bills the Senate recess until 12:30 p. m., tomorrow.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Was read the first and second times and referred to the Committee on Agriculture.

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Was read the first and second times and referred to the Committee on Federal Relations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Dr. G. A. Henry, Grand Forks; Wm. Clifford, Mohall; E. Abrahamson, Mohall; C. G. Schulz, Forman; A. A. Johnson, Glenburn; Miss Brynhild Haugland, Mrs. John Werner, Minot; Vernon King, Menoken; L. W. Smith, Bordulac; Julius Moe, Sheyenne; Oliver Rosenberg, Otto Settelmeyer, E. D. Beauclair, Geo. R. Allmaras, New Rockford; A. E. Dunphy, Ellendale; Mr. and Mrs. Glen Talbott, Mrs. Amsberry, Mr. Beakey, G. A. Stenehjem, O. N. Jensen, Fred Wagner, Don Larin, Williston; Geo. McTyre, Otto Jahnke, Casselton; Carl T. Carlson, Steele;

Norman Cullen, John Kopp, Alvin Judine, Jake Hochhalter, Ole Klenen, Axtel Peterson, Hans Hansson, Emil Brost, Sever Olsen, Harold Sam, Crystal Springs; F. F. Allmaras, Herman Scheaffer, Paul Reis, Phillip Allmaras, Joe Lill, New Rockford; Ted Martin, McLeod; Wm. Martin, Chaffee; Clarence J. Gludt, Leonard; Frank Hughes, Miss Gladys Stewart, Fargo; E. B. Stevens, Carrington.

The President Pro Tem, Senator D. H. Hamilton, announced that, pursuant to the motion of Senator Fine, made and carried, the Senate is now recessed.

SIDNEY A. PAPKE,
Secretary.

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 21, 1933.

The Senate convened, pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Have had the same under consideration and return the same without recommendation.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Have had the same under consideration and recommend that the same do pass.

O. E. ERICKSON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 306. A Bill for an Act to amend and re-enact Section 2346a25 of the 1925 Supplement to the 1931 Compiled Laws of North Dakota, relating to the rate of tax on the income of corporations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3 of the printed bill, strike out the figures "\$50,140.00" and insert in lieu thereof the figures "\$32,000.80". Strike out everything after line 6, and insert the following:

Salary Health Officer and Director of Preventable

Diseases	\$ 6,000.00
Clerkhire	
Director Vital Statistics	2,620.00
Director Child Hygiene	4,480.00
Four Stenographers	7,000.00
One Public Nurse	2,400.00
Postage	1,200.00
Office Supplies	1,000.00
Furniture and Fixtures	600.00
Printing and Lithographing	2,000.00
Miscellaneous	1,000.00
Travel Expense	2,500.00
Tabulating, indexing, filing and binding birth, death and marriage certificates	1,200.00
Total	<u>\$32,000.80</u>

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 3 of the printed bill, strike out the figures "20,000" and insert in lieu thereof the figures "10,000."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 3 of the printed bill, strike out the figures "\$8,305.00" and insert in lieu thereof the figures "\$8,105.00".

In line 10, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,600.00".

In line 11, strike out the figures "\$1,440.00", and insert in lieu thereof the figures "\$1,640.00".

On page 2 of the printed bill, line 19, after the word "total" strike out the figures "\$8,305.00" and insert in lieu thereof the figures "\$8,105.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1, Section 1, line 3 of printed bill, strike out the figures "\$151,900.40", and insert in lieu thereof the figures "\$141,310.40".

SALARIES AND WAGES:

Item 1.	Administration	\$ 6,080.00
2.	Faculty	12,470.40
3.	Other Employees	141,000.00

OPERATING EXPENSE:

Item 1.	Fuel (including freight)	60,000.00
2.	Light, Power, Water, Gas	3,000.00
3.	Telephone, Telegraph, Postage	1,000.00
4.	Freight and Express	450.00
5.	Insurance, Bonds, etc.	7,050.00
6.	Printing	800.00
7.	Travel	300.00
8.	Office Supplies	800.00
9.	Educational Supplies	1,100.00
10.	Power House Supplies	1,500.00
11.	Janitors' Supplies	2,700.00
12.	Patients' Welfare	800.00
13.	Food (including meats, etc.)	55,000.00
14.	Clothing	20,000.00
15.	Hospital and Medical Service	4,500.00
16.	Farm and Garden	12,000.00
17.	Laundry	3,000.00
18.	Incidentals	4,000.00

TOTAL MAINTENANCE	\$337,550.40
Less Estimated Income, All Sources	232,000.00

Net Maintenance	\$105,550.40
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IMPROVEMENTS AND REPAIRS:

Item 1.	Paints and Painting	1,000.00
2.	Building Repairs	3,000.00
3.	Boiler House	8,950.00
4.	Heating and Plumbing	1,500.00
5.	Wells and Water Tower	6,000.00
6.	New Sewer and Sewage pumps	4,800.00

EQUIPMENT:

Item 1. Kitchen Equipment	750.00
2. Beds and Furniture	2,000.00
3. Furnishings	1,000.00
4. Laundry Equipment	1,500.00

MISCELLANEOUS ITEMS:

Item 1. Land Rental	5,260.00
TOTAL	\$141,310.40

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1, line 3, of the printed bill, strike out the figures "\$254,714.00" and insert in lieu thereof the figures "\$218,787.00."

Strike out everything after line 8, and insert the following:

Item 1. Administration	\$ 10,463.80
2. Faculty	14,140.80
3. Other employees	50,562.40

OPERATING EXPENSE:

Item 1. Fuel (including freight)	\$ 18,920.00
2. Light, Power, Water, Gas	6,700.00
3. Telephone, telegraph, postage	1,800.00
4. Freight and Express	1,500.00
5. Insurance, Bonds, etc.	15,000.00
6. Printing	400.00
7. Travel	2,500.00
8. Office Supplies	300.00
9. Educational Supplies	1,800.00
10. Power House Supplies	3,500.00
11. Janitors' Supplies	1,500.00
12. Students' Welfare	3,500.00
13. Food (including meats, etc.)	45,000.00
14. Clothing	18,000.00

15. Hospital and Medical Service	10,000.00
16. Students' Wage	250.00
17. Farm and Garden Maintenance	11,000.00
18. Laundry Supplies	1,400.00
19. Grounds	200.00
20. Carpenter and Plumbing Shops, Auto Trucks Repairs, Gas and Oils	6,000.00
TOTAL MAINTENANCE	\$224,437.00
LESS ESTIMATED INCOME, ALL SOURCES	19,000.00
NET MAINTENANCE	\$205,437.00

IMPROVEMENTS AND REPAIRS:

Item 1. Recast Water Supply Tank	\$ 1,500.00
2. Stucco one building	1,000.00
3. Rebuild boilers	2,000.00
4. Repairs for Tunnels	500.00
5. Roof, Chapel	700.00

EQUIPMENT:

Item 1. Vocational and Shop	\$ 500.00
2. Office	250.00
3. Library	500.00
4. Household	2,000.00
5. Farm	500.00

MISCELLANEOUS ITEMS:

Item 1. Burial Expense and Rewards	\$ 900.00
2. Land Rental	3,000.00
TOTAL	\$218,787.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 67. 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.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1, Section 1, lines 3 and 4 of the printed bill, strike out the figures "\$311,850.00" and insert in lieu thereof the figures "\$200,000.00."

Strike out everything after line 17, and insert the following:

Salary of Commissioner	\$ 6,400.00
Commissioner's Travel	2,400.00
General Operating Expense	191,200.00
TOTAL	<u>\$200,000.00</u>

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 333. A Bill for an Act creating the office of Conservation Commissioner, defining his duties, fixing his salary, his appointment to be by the Governor, and providing for the diversion of \$20,000 bi-annually from the Game and Fish Fund of the state to support this project, defining the purpose and objects of this Act, repealing all Acts or parts of Acts in conflict herewith, relating also to the transfer of all the powers and duties of the State Engineer and Deputy State Geologist in charge of the waters of this state to the Conservation Commissioner.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Concurrent Resolution No. A-6. A Resolution for an Act urging Congress to pass certain Acts, beneficial to Agriculture.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 104. A Bill for an Act to amend and re-enact Section 463 of the Compiled Laws of the State of North Dakota for the year 1913, defining the meaning of the term practice of medicine with exemptions and exceptions.

Have had the same under consideration and recommend that the same be reported without recommendation.

D. H. HAMILTON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 3 and 4 of the printed bill, strike out the language "representing approximately 15,000 bushels of wheat."

After Section 2, insert "Section 3. All salaries for positions in the Bank of North Dakota of less than one hundred dollars are hereby reduced twenty per cent of the amount paid for that position on July 1, 1933".

Change "Section 3" to "Section 4", and in line 3 of this Section, strike out the words and figures "five thousand dollars (\$5,000.00)" and insert in lieu thereof the words and figures "four thousand dollars (\$4,000.00)"; place a period after the word "annum" and strike out the balance of the Section.

Change "Section 4" to "Section 5", strike out in this Section everything after the word "Emergency", down to and including the word "Therefore", in line 6, and capitalize the letter "a" in the word "an" in this line.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 263. A Bill for an Act regulating the manufacture and sale of Beer in North Dakota if and when United States Congress authorizes the manufacture and sale of Beer in United States; providing for issuing licenses for manufacture and sale thereof by Chief of State Regulatory; for the payment and collection of a tax thereon and furnishing of bond; and defining the duties of the attorney general, state auditor and state treasurer imposed under the provisions of this Act; and providing that any person violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill", and insert the following:

"FOR AN ACT Providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale; possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:**

Section 1. That wines, beer and vinous liquors, the sale and distribution of which is not unlawful under the constitution and laws of the United States, may be possessed and sold in the State of North Dakota.

Section 2. Any incorporated city, town or village in this state that on January first, 1933, had and now maintains a regular police department or paid police force may operate a municipal store for the sale of the beverages described in Section 1 of this Act; provided, however, that a city, town or village having a population of 5000 or less shall not maintain or operate more than one such store, and cities having a population in excess of 5000 may operate two such stores. Whenever the word "store" is used in this Act, it shall mean "municipal liquor store."

Section 3. No store as provided for herein shall be opened or maintained in any city, town or village unless the opening and maintenance thereof is approved by the governing board of such municipality by a majority vote of the board.

Section 4. If the governing board of any incorporated city or village approves the opening and maintenance of a store as defined herein, then and in that event; the board shall appoint a manager and such assistant manager as it may deem necessary to operate such store. The manager and assistant manager shall be required to furnish surety bonds to the municipality, conditioned for the faithful performance of their services and the faithful accounting to the municipality for all property, moneys and effects coming into their possession as such manager or assistant manager, the bond or bonds to be in such sums as the governing board may deem sufficient. The manager or any assistant manager of the store may be removed at any time and without cause by the mayor of the city, the president of the city commission or of the village or town board. The governing board of the municipality shall fix the salary of the manager and the assistants, if any, of such store and fix and prescribe such rules and regulations not inconsistent with the provisions of this act as in its discretion may be necessary to the proper and effective management of the store.

Section 5. The store referred to in this Act shall not be open for business prior to nine A. M. and shall be promptly closed at nine o'clock P. M. on all week days and shall be closed on Sundays.

Section 6. The beverages described in Section 1 of this Act shall not be sold to minors.

Section 7. All sales made by such stores shall be in bulk and in sealed packages and no drinking of the beverages described herein shall be allowed or permitted in any of said stores or upon the premises where the same are located.

Section 8. In every such store there shall be kept a record book in which each purchaser must sign his name in his own handwriting, giving his address and a receipt for every package of beverage purchased, and the record shall designate the kind and the amount of the purchase, and such record shall be open to inspection by the governing board of the municipality or any member thereof at any time, and it shall be the duty of the manager or assistant manager or managers of the store to rigidly enforce this rule.

Section 9. It shall be unlawful for any person to possess the beverages described in Section 1 of this Act except in his home, or transporting the same thereto, and it shall be unlawful for any person to sell or barter any of the beverages described in Section 1 of this Act.

Section 10. It shall be the duty of every sheriff and deputy sheriff, constable, marshal, chief of police or police officer of any city, town or village, having notice or information of any violation of this Chapter, to notify the state's attorney of the fact of such violation and to furnish him the names of any witnesses within his knowledge by whom such violation can be proven, and if it be proven that any officer designated herein fails or refuses to give the information required by this Section, it shall constitute sufficient grounds for removal from office.

Section 11. Every person, who shall, directly, or indirectly, keep or maintain by himself or by an association, or combining with others, or who shall in any manner aid, assist or abet in keeping or maintaining any club room or other place of whatsoever nature, name, kind or description, in which any intoxicating liquor, including the beverages described in Section 1 of this Act, is received or kept for the purpose of use, gift, barter or sale as a beverage, or for distribution or division among the members of any such club or association, by any means whatsoever; and every person who shall use, barter, sell or give away or assist or abet another in bartering, selling or giving away any intoxicating liquors, including the beverages described in Section 1 herein, so received or kept, shall be deemed guilty of a misdemeanor, and shall be punished as provided for in Section 13 of this Act.

Section 12. It shall be the duty of the States Attorney to rigidly enforce the provisions of this Act, and his failure so to do shall be sufficient grounds for his removal from office.

Section 13. Any person violating any of the provisions of this Act shall, for the first offense, be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in a sum not less than \$200 or more than \$500, or be imprisoned in the county jail for a period of not more than six months, and for every succeeding offense, shall be deemed guilty of a felony and be punished by imprisonment in the Penitentiary not exceeding two years.

Section 14. All Acts or parts of Acts in conflict with the provisions of this Act are hereby expressly repealed.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The President announced that the Senate was on the Eleventh Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Committee on Delayed Bills introduced:

Senate Bill No. 334. A Bill for an Act to amend and reenact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

Committee on Delayed Bills introduced:

Senate Bill No. 335. A bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regula-

tory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

The President announced that the Senate was on the Thirteenth Order of Business.

THIRD READING OF SENATE BILLS

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Whelan
Fowler	Miklethun	Wog
Greene	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Martin	Whitman
Matthaei	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Fredrickson	Watt
Fine	Tinnes	

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

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bangert	Indergaard	Plath
Bonzer	Jones	Porter
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Brunsdale	Lind	Stucke
Cain	Lynch	Tinnes
Drew	Martin	Trout
Dubay	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Whelan
Fowler	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	
Hamilton	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Fine	McDonald
Erickson, Kidder	Fredrickson	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Burke	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Jones
Eastgate	Porter

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

Senator Marshall asked unanimous consent to withdraw Senate Bill No. 218.

Which request was granted.

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Miller
Burkhart	Jones	Olson
Drew	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Lynch	Stucke
Fine	McDonald	Trout
Fredrickson	Magnuson	Thorson
Greene	Marshall	Trovatten
Hamilton	Matthaei	Wog
Handley	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Bangert	Fowler	Watt

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Whelan
Brunsdale	Martin	Whitman
Cain	Murphy	
Eastgate	Plath	

Absent and not voting:

Messrs.
Tinnes

So the bill passed and the title was agreed to.

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Plath

So the bill passed and the title was agreed to.

Senator Brostuen asked unanimous consent to return to the Tenth Order of Business.

Which request was granted.

Senator Brostuen moved that the Senate do concur in the House Amendment to Senate Bill No. 1.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 1, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

The President announced that the Senate was on the Thirtieth Order of Business.

Senator Tinnes asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Joint Rules Committees of the Senate and House of Representatives hereby recommend that the time for mes-

saging bills and communications between the two houses of the legislature be extended to the end of the fifty-first legislative day, two P. M., Thursday, February 23, for the reason that February 22 being a holiday, the work of messaging bills and communications between the two houses cannot be completed before the end of the fiftieth legislative day.

NELS MAGNUSON
W. E. MATTHAEI
J. P. CAIN
W. D. LYNCH
CHARLES S. BANGERT
W. H. PORTER

DANA J. TINNES,
Chairman, Senate Committee.

Senator Cair moved that a roll call be taken on the adoption of the Report of the Joint Committee of Rules.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the report of the Joint Rules Committee, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Martin

So the resolution was declared adopted.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 21, 1933.

To the Senate of the 23rd Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

Very respectfully yours,

WILLIAM LANGER, Governor.

REPORTS OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred

Senate Bill No. 273. A Bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the year 1915, and Section 1828 of 1925 Compiled Laws of North Dakota, relating to the use of lignite coal in state and county institutions and schools, and to provide for the use of native lignite coal, native natural gas, and native oil as fuel in such institutions and schools, and providing a penalty for the violation of this act.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

Senate Bill No. 90. A Bill for an Act to amend and re-enact Section 714a7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and prescribing the qualifications of sureties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. FINE,
Chairman.

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

The President announced that the Senate was on the Thirteenth Order of Business.

Senator Brostuen moved to amend Senate Bill No. 282 as follows:

On page 6, line 32, change the word "shall" to "may."

Senator Bangert suggested a change in the amendment by Senator Brostuen as follows:

Strike out the word "may" and insert in lieu thereof the words "may deny."

Senator Brostuen accepted the proposed change to his amendment and moved for the adoption of the amendment.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 282, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Was read the third time.

ROLL CALL

The question being on the final pasage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Plath
Brostuen	Hamilton	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Jones	Tinnes
Handley	Martin	Thorson
Indergaard	Patten	

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

Senator Watt explained his vote as follows: "I am going to vote for this bill because it gives relief to the farmers who now are forced to take out a commercial license to transport their livestock to market, otherwise I would vote 'nay,' but in order that this relief may be granted to the farmers, I vote 'aye'."

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FIFTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 21, 1933.

The Senate convened, pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Logee.

Roll call: All Senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-seventh day after recess and forty-ninth Day and recommend that the same be corrected as follows:

On page 6, line 28, strike out the word "are," and insert in lieu thereof the word "an."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Senator Hamilton moved that all petitions and communications be referred to the proper committees and the reading be dispensed with.

Which motion prevailed.

The President announced receipt of a report of the Judiciary Committee. Letter accompanying said report was read by the Secretary:

Bismarck, North Dakota,
February 18, 1933.

Hon. O. H. Olson,
Lieutenant-Governor,
Bismarck, North Dakota.

My Dear Governor Olson:

Herewith I have the honor to transmit to you the report of the Judicial Council of the State of North Dakota touching the question of poor relief and the laws relating thereto made pursuant to the resolution of the Twenty-second Legislative Assembly.

Respectfully,
W. L. NUESSELE,

Chief Justice and ex-officio Chairman
of the Judicial Council.

Was referred to the Committee on State Affairs.

Senator Bangert presented a petition, signed by C. Schroeder, Sheldon, and 93 others, opposing an increase in the Cream Station license fee.

Was referred to the Committee on Livestock.

Senator Thorson presented a telegram from Legion Post No. 66 favoring House Bill No. 293.

Was referred to the Committee on State Affairs.

Senator Thorson presented communications from J. Enar Nelson, Secretary, Resolution Committee, Farmers Union Local 1106, Bucyrus, urging certain legislation, which was referred to the Committee on State Affairs.

A petition was presented, signed by G. J. Steinert, Mott, and 26 others, opposing Chain Store Tax.

Was referred to the Committee on Tax and Tax Laws.

Senator Brunsdale presented a petition, signed by C. W. Bosshard, Mayville, and 16 others, opposing the enactment of a Chain Store Tax.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by F. L. Bowesman, Clement, and 162 others, from Dickey County, urging certain legislation favoring Agriculture.

Was referred to the Committee on Tax and Tax Laws.

Senator Cain presented a petition, signed by A. C. Pagenkopf, and 368 others, from Stark County, favoring House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Cain presented a telegram from Salom Nicola, Dickinson, and 22 others, favoring House Bill No. 222.

Was referred to the Committee on Tax and Tax Laws.

Senator Cain presented a petition, signed by Dr. A. P. Nachtwey, Dickinson, and 82 others, requesting legislation relative to distribution and sale of liquor as may be authorized by Congress.

Was referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

And find the same correctly Enrolled.

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 296. A Bill for an Act to amend and re-enact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22

of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the

proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Also,

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 324. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180, Session Laws of North Dakota for 1927, being the Motor Vehicle Anti-theft Act, to provide a registration card and the method of displaying the same, and to repeal all conflicting Acts and parts of Acts, particularly Sections 11 and 12 of Chapter 179, Session Laws of North Dakota for 1927, relating to the issuance and display of registration cards.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Also,

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Also,

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Also,

Senate Bill No. 184. A Bill for an Act to amend and reenact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the regis-

ter of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Also,

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

And find same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 68. 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.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Section 1, line 3, strike out the figures "\$127,372.00" and insert in lieu thereof the figures "\$125,100.00".

Strike out everything after line 9, and insert the following:

SALARY:

Item 1.	Commissioner, Deputy Commissioner and Chief Game Warden	\$ 12,800.00
2.	Game Wardens	14,000.00
3.	Clerkhire	6,500.00
4.	Postage	2,000.00
5.	Office Supplies	800.00
6.	Furniture and Fixtures	500.00
7.	Printing	4,500.00
8.	Miscellaneous	6,500.00
9.	Travel Expenses	25,000.00
10.	Office Rent	1,500.00
11.	Maintenance of Fish Hatcheries	7,500.00
12.	Rewards	3,500.00
13.	Construction of Dams & Water Conser- vation	40,000.00
TOTAL		\$125,100.00

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 332. A Bill for an Act to raise revenue for the common and rural schools of the State by imposing a tax upon kerosene, distillate, fuel oil and all motor fuel, except gasoline, distributed and sold within the state; and providing for the distribution of such revenue; and fixing a penalty for the violation of this Act.

Have had the same under consideration and recommend that the same do pass without recommendation.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Educational Board to determine such minimum cost of operating one-room rural schools.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the words "State Educational Commission" and insert in lieu thereof the words "State Superintendent of Public Instruction".

In the printed bill strike out all of part (a) of Section one of printed bill. Change part (b) of Section one to part (a), and part (c) to part (b).

In Section 3, printed bill, line two following the word "apportioned" insert the following "on basis of school census". In Section 3, line eight, following the word "last" insert the word "school". Following the word "enumeration" insert the word "as". In Section 4, Line 2, and 3, strike out the words: "educational commission" and insert in lieu thereof: "superintendent of public instruction".

In Section 4, Line 5, strike out the word "June" and insert in lieu thereof the word: "August" In lines 5 and 6 of Section 4, strike out the words: "meet for the purpose of fixing and determining" and insert in lieu thereof the words: "fix and determine". In line 8 following the comma, insert a period, and strike out the balance of the Section. In Section 5, in Line 3, strike out "first day" and insert in lieu thereof "fifteenth day". In Section 5, line 7, strike out the words "his county" and insert in lieu thereof "their respective counties". In Line 19, strike out the words "statements" and insert in lieu thereof the word "certificate". In line 20, strike out the word "maintaining" and insert in lieu thereof the word: "receiving". In Line 20, following the word "school", insert the words: "non-resident students". In Section 6, Line

4, change the figure "3" to the figure "5". In Line 8, change the figure "2" to the figure "4". In Section 7, Line 11, following the word "amount" strike out the word "of" and insert in lieu thereof the words: "remaining in".

In Section 8, line 4, change the figure "4" to the figure "6".

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the original bill strike out the words "cut out" and insert in lieu thereof the word "eliminate". Following the word "eliminate" and before the word "duplication" insert the word "unnecessary".

In the last line of the title of the original bill strike out the words "accordance with the Peik Report of 1930" and insert in lieu thereof "so far as is practicable."

In Section 1, line two strike out the words "cut out" and insert in lieu thereof "eliminate".

Following the word "all" insert the word "unnecessary".

In Section 1, line two following the word "of" strike out the word "work," and insert in lieu thereof the words "courses as may be found.

In Section 1, line four following the word "institutions" strike out the balance of the Section and insert in lieu thereof "in so far as is practicable."

In Section 2, line one strike out the words "cut out" and insert in lieu thereof the word "eliminate".

In Section 2, line four strike out the words "cutting out" and insert in lieu thereof "eliminating".

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

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

Senator Hamilton moved that the reading of the amendment to Senate Bill No. 328 in the Report of the Committee on Judiciary be dispensed with.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 328. A Bill for an Act Extending the scope of Seed Liens and Providing that the Secretary of Agriculture of the United States may have a Seed Lien for Loans made to farmers during the year 1933 for crop production, planting, fallowing and cultivation; and limiting same.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and in lieu thereof insert the following:

"For an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of Federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. That Section 6851 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows:

Section 6851. SEED LIENS, WHO MAY HAVE.) Any person who shall furnish to another seed to be sown or planted on lands owned or contracted to be purchased, used, occupied or rented for him, shall upon filing the statement provided in Section 6852 have a lien upon all the crop produced from the seed so furnished, to secure the payment of the purchase price thereof; and the Secretary of Agriculture of the United States of America may file a seed lien for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation.

Section 2. This Act is hereby declared to be an emergency and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

A majority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
NELS MAGNUSON,
ALBERT DUBAY,
J. K. BROSTUEN,
O. E. ERICKSON,
W. E. MATTHAEI,
A. S. MARSHALL,
C. W. FINE,
L. O. FREDRICKSON,
Chairman.

A minority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. A. FIELD,
F. T. GRONVOLD,
WM. WATT,
W. S. HANDLEY,
S. J. ATKINS,
C. M. BRUNSDALE,
P. J. MURPHY,
J. E. EASTGATE.

Senator Fredrickson moved that the majority report be adopted.

Which motion was seconded.

Senator Field moved, as a substitute motion, that the word "minority" be substituted for the word "majority."

Which motion was lost.

Senator Murphy demanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Re-

port on Senate Bill No. 245, the roll was called and there were ayes, 16; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Trovatten
Brunsdale	Handley	Watt
Cain	Lynch	Whelan
Eastgate	Murphy	Whitman
Field	Plath	
Fowler	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Indergaard	Miller
Brostuen	Jones	Olson
Burkhart	Kamrath	Patten
Drew	Larson	Regeth
Dubay	Lind	Stucke
Erickson, Divide	Martin	Tinnes
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Wog
Greene	Matthaei	

Absent and not voting:

Messrs.
Simonson

So the Minority Report was declared lost.

The President announced that the question was on the adoption of the Majority Report.

Which motion prevailed.

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 253. A Bill for an Act creating the Commission of Public Utilities, defining its powers and duties, making an appropriation for effecting the purpose of this Act, and repealing all Acts and parts of Acts in conflict therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. FOWLER,
J. P. CAIN,
WM. WATT,
W. H. PORTER,
W. D. LYNCH,
E. E. GREENE,
GUST WOG.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 253. A Bill for an Act creating the Commission of Public Utilities, defining its powers and duties, making an appropriation for effecting the purpose of this Act, and repealing all Acts and parts of Acts in conflict therewith.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 6, line 20, strike out the words "new constructions, extensions or additions." and insert in lieu thereof the word "replacements."

In Section 22, line 1, strike out the word "ninety" and insert in lieu thereof the word "thirty".

O. E. ERICKSON,
A. F. BONZER, JR.,
W. E. MARTIN,
C. A. MILLER.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the Minority Report be adopted.

Senator Bonzer demanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill No. 253, the roll was called and there were ayes, 19; nays, 30; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Marshall
Burkhart	Jones	Matthaei
Dubay	Kamrath	Miller
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Martin	Stucke
Fine	McDonald	Thorson
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Plath
Bangert	Gronvold	Porter
Brostuen	Handley	Regeth
Brunsdale	Lind	Tinnes
Cain	Lynch	Trout

Messrs.	Messrs.	Messrs.
Drew	Magnuson	Trovatten
Eastgate	Miklethun	Watt
Field	Murphy	Whelan
Fowler	Olson	Whitman
Fredrickson	Patten	Wog

So the Minority Report was declared lost.

The President announced that the question was on the adoption of the majority report.

Which motion prevailed.

A majority of the committee on Corporations other than Municipal made the following report:

Mr. President: Your committee on Corporations other than Municipal to whom was referred

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT
JOHN G. PLATH
W. E. MATTHAEI
W. S. WHITMAN

A majority of the committee on Corporations other than Municipal made the following report:

Mr. President: Your committee on Corporations other than Municipal to whom was referred

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Watt moved that the majority report be adopted, which motion was seconded.

Senator Wog moved that the word minority be substituted for the word majority.

Which motion prevailed and the minority report was adopted.

A majority of the Committee on Corporations Other than Municipal made the following report:

Mr. President: Your Committee on Corporations Other than Municipal to whom was referred

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT
JOHN G. PLATH
W. S. WHITMAN
W. E. MATTHAEI

A minority of the Committee on Corporations Other than Municipal made the following report:

Mr. President: Your Committee on Corporations Other than Municipal to whom was referred

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Watt moved that the majority report be adopted.

Which motion was seconded.

Senator Wog moved as a substitute motion that the word minority be substituted for the word majority.

Which motion prevailed and the minority report was adopted.

A majority of the Committee on Corporations Other than Municipal made the following report:

Mr. President: Your Committee on Corporations Other than Municipal to whom was referred

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. WATT
W. S. WHITMAN
JOHN G. PLATH
W. E. MATTHAEI

A minority of the Committee on Corporations Other than Municipal made the following report:

Mr. President: Your Committee on Corporations Other than Municipal to whom was referred

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN

GUST WOG,
Chairman.

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

The majority of the committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 241. A Bill for an Act to appropriate the sum of Ten Thousand Five Hundred Dollars to reimburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay rent at the rate of Twenty-five Hundred Dollars per month for such premises in case the said premises were vacated by the State of North Dakota within a period of two years from and after the First day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State Government.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 1 and 2 of the Title strike out the words, "Ten Thousand Five Hundred Dollars" and insert in lieu thereof the words, "Two Thousand Five Hundred Dollars".

In line 7 of the Title insert the words, "an additional", between the words "pay" and "rent", and strike out the words, "at the rate".

In line 8 of the Title strike out the words, "per month".

On page 2 of the printed bill, strike out all of lines 15, 16, 17, 18, and insert in lieu thereof the following language, "and in that event the said State of North Dakota should pay the additional sum of Twenty-five Hundred Dollars".

On page 3 of the printed bill strike out the words "Ten Thousand Five Hundred Dollars" in the last line of the title and insert in lieu thereof the words "Two Thousand Five Hundred Dollars."

On page 3, lines 2 and 3, of the printed bill strike out the words, "Ten Thousand Five Hundred" and insert in lieu thereof the words, "Two Thousand Five Hundred".

And when so amended recommend the same do pass.

W. S. HANDLEY,
ALBERT DUBAY,
C. W. FINE,
J. K. BROSTUEN,
NELS MAGNUSON,
E. C. STUCKE,
O. E. ERICKSON,
A. S. MARSHALL.

L. O. FREDRICKSON,
Chairman.

A minority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 241. A Bill for an Act to appropriate the sum of Ten Thousand Five Hundred Dollars to reimburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay rent at the rate of Twenty-five Hundred Dollars per month for such premises in case the said premises were vacated by the State of North Dakota within a period of two years from and after the First day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State Government.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. A. FIELD,
F. T. GRONVOLD,
J. E. EASTGATE,
S. J. ATKINS,
P. J. MURPHY,
C. N. BRUNSDALE,
W. E. MATTHAEI,
WM. WATT.

Senator Fredrickson moved that the majority report be adopted.

Which motion was seconded.

Senator Field moved, as a substitute motion, that the word minority be substituted for the word majority.

Senator Atkins demanded a Roll Call.

ROLL CALL

The question being on the adoption of the minority report on Senate Bill No. 241, the roll was called and there were ayes, 19; nays, 30; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Brunsdale	Handley	Porter
Cain	Jones	Tinnes
Drew	Lynch	Watt
Eastgate	Matthaei	Whelan
Field	Miller	
Fowler	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Olson
Bonzer	Indergaard	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Trovatten
Fredrickson	Marshall	Whitman
Greene	Miklethun	Wog

So the minority report was declared lost.

The President announced that the question was on the adoption of the majority report.

Which motion prevailed and the majority report was adopted.

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 103. A Bill for an Act authorizing and regulating the practice of naturopathy in the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. F. BONZER, Jr.,
 J. P. CAIN,
 C. A. MILLER,
 DANA J. TINNES,
 W. H. PORTER,
 W. D. LYNCH,
 A. W. FOWLER,
 WM. WATT,
 W. S. WHITMAN.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 103. A Bill for an Act authorizing and regulating the practice of naturopathy in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

O. E. ERICKSON,
 NELS MAGNUSON,
 E. E. GREENE,
 GUST WOG,
 W. E. MARTIN.

D. H. HAMILTON,
 Chairman.

Senator Hamilton moved that the minority report be adopted.

Which motion was seconded.

Senator Cain moved as a substitute motion that the word majority be substituted for the word minority.

Senator Atkins demanded a Roll Call.

ROLL CALL

The question being on the adoption of the majority report on Senate Bill No. 103, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bangert	Fredrickson	Plath
Bonzer	Gronvold	Porter
Brostuen	Hamilton	Stucke
Brunsdale	Handley	Tinnes
Cain	Jones	Trovatten
Drew	Lynch	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Larson	Olson
Erickson, Divide	Lind	Patten
Erickson, Kidder	Martin	Regeth
Fine	McDonald	Simonson
Greene	Magnuson	Trout
Indergaard	Marshall	Thorson
Kamrath	Miklethun	Wog

Absent and not voting:

Messrs.
Burkhart

So the majority report was declared adopted.

Senator Watt moved that the vote by which the report on Senate Bill No. 103 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 21, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or police-

man in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Also,

Senate Bill No. 209. A Bill for an Act to repeal Section 2, Chapter 150, Session Laws of the State of North Dakota for the year 1931.

Also,

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

. Also,

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts

of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

A majority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 211. A Bill for an Act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to limit the length of freight and passenger trains and prescribing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. EASTGATE,
TOM WHELAN,
A. W. FOWLER,
JOHN G. PLATH,
W. D. LYNCH,
W. E. MATTHAEI.

A minority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 211. A Bill for an Act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to limit the length of freight and passenger trains and prescribing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
C. J. OLSON,
D. H. HAMILTON,
A. F. BONZER, JR.
S. S. McDONALD,
Chairman.

Senator Eastgate moved that the majority report be adopted.

Which motion was seconded.

Senator Hamilton moved as a substitute motion that the word "minority" be substituted for the word "majority."

Senator Whelan demanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill No. 211, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Miklethun
Burkhart	Indergaard	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Martin	Simonson
Fine	McDonald	Stucke
Greene	Magnuson	Thorson
Hamilton	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Fredrickson	Porter
Brostuen	Gronvold	Tinnes
Brunsdale	Jones	Trout
Cain	Lind	Trovatten
Drew	Lynch	Watt
Eastgate	Miller	Whelan
Field	Murphy	Whitman

Absent and not voting:

Messrs.
Matthaei

So the President voted "aye" and the minority report was adopted.

A majority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. EASTGATE,
A. W. FOWLER,
JOHN G. PLATH,
W. D. LYNCH,
W. E. MATTHAEI.

A minority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling vehicles operated on rails, and providing penalties and common carriers by railroad to properly man self-propelled measuring damages for violation thereof.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
TOM WHELAN,
C. J. OLSON,
D. H. HAMILTON,
A. F. BONZER, JR.

S. S. McDONALD,
Chairman.

Senator Eastgate moved that the Majority Report be adopted.

Which motion was seconded.

Senator Hamilton moved as a substitute motion that the word "minority" be substituted for the word "majority."

Senator Whitman decanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill No. 213, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miklethun
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Greene	Magnuson	Whelan
Hamilton	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Brunsdale	Gronvold	Porter
Cain	Lynch	Tinnes
Drew	Matthaei	Trovatten
Eastgate	Miller	Watt
Field	Murphy	Whitman
Fowler		

So the Minority Report was declared adopted.

Senator Hamilton moved that the vote by which the Minority Report on Senate Bill No. 213 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

A majority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 212. A Bill for an Act to amend Section 3, Chapter 169, Session Laws 1919, the same being an act to promote the safety of employees and travelers in the expeditious movement of freight on railroads by compelling common carries by railroad to properly man such trains; providing penalty and measuring damages for the violation thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. E. EASTGATE,
TOM WHELAN,
A. W. FOWLER,
JOHN G. PLATH,
W. D. LYNCH,
W. E. MATTHAEI.

A minority of the Committee on Railroads made the following report:

Mr. President: Your Committee on Railroads to whom was referred

Senate Bill No. 212. A Bill for an Act to amend Section 3, Chapter 169, Session Laws 1919, the same being an act to promote the safety of employees and travelers in the expeditious movement of freight on railroads by compelling common carries by railroad to properly man such trains; providing penalty and measuring damages for the violation thereof.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
C. J. OLSON,
D. H. HAMILTON,
A. F. BONZER, JR.

S. S. McDONALD,
Chairman.

Senator Eastgate moved that the Majority report be adopted, which motion was seconded.

Senator Hamilton moved as a substitute motion that the word "minority" be substituted for the word "majority."

Senator Whitman demanded a roll call.

ROLL CALL

The question being on the adoption of the Minority Report on Senate Bill No. 212, the roll was called and there were ayes, 29; nays, 20; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Bonzer	Jones	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Martin	Tinnes
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Greene	Marshall	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Brunsdale	Gronvold	Porter
Cain	Handley	Trovatten
Drew	Lynch	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fowler	Murphy	

So the Minority Report was declared adopted.

Senator Watt moved that the Senate do now recess for twenty minutes.

Which motion prevailed.

The Senate convened pursuant to recess taken, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

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

The President announced that the Senate was on the Eighth Order of Business.

Senator Fredrickson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fredrickson moved that Senate Bills Nos. 73, 74, 75, 76, 80, 81, 82 and 83, be placed at the head of the Calendar.

Which motion prevailed.

Senator Fredrickson asked unanimous consent to withdraw Senate Bill No. 312.

There being no objection, the request was granted.

The President announced that the Senate was on the Thirteenth Order of Business.

THIRD READING OF SENATE BILLS

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whitman

Those voting in the negative were:

Messrs.	Messrs.
Drew	Whelan
Regeth	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Matthaei
Bangert	Gronvold	Miklethun
Brostuen	Hamilton	Miller
Burkhart	Handley	Murphy
Brunsdale	Indergaard	Olson
Cain	Jones	Plath
Dubay	Kamrath	Porter
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Eastgate	Lynch	Tinnes
Field	Martin	Trout
Fine	McDonald	Watt
Fowler	Magnuson	Whitman
Fredrickson	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Regeth	Whelan
Drew	Thorson	Wog
Patten	Trovatten	

So the bill passed and the title was agreed to.

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Murphy
Brostuen	Gronvold	Olson
Burkhart	Hamilton	Plath
Brunsdale	Handley	Porter
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Trovatten
Eastgate	Martin	Watt
Field	McDonald	Whelan
Fine	Magnuson	Whitman
Fowler	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Patten	Thorson
Indergaard	Regeth	

Absent and not voting:

Messrs.
Matthaei
Miller

So the bill passed and the title was agreed to.

Senator Hamilton asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Resolution No. A-8, relating to wages, working hours and unemployment and urging people to patronize local business places.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution No. C.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

THIRD READING OF SENATE BILLS

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Matthaei
Bangert	Gronvold	Miklethun
Brostuen	Hamilton	Miller
Brunsdale	Handley	Murphy
Cain	Indergaard	Olson
Drew	Jones	Plath
Dubay	Kamrath	Porter
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Eastgate	Lynch	Tinnes
Field	Martin	Trout
Fine	McDonald	Trovatten
Fowler	Magnuson	Watt
Fredrickson	Marshall	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Regeth	Whelan
Patten	Thorson	Wog

Absent and not voting:

Messrs.

Burkhart

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the rules be suspended and Senate Bill No. 80, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Erickson, Kidder	Marshall	Trovatten
Eastgate	Matthaei	Watt
Field	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Handley	Indergaard

Absent and not voting:

Messrs.

Martin

So the bill passed and the title was agreed to.

Senator Bonzer explained his vote as follows: "While we go steadily on appropriating thousands of dollars for higher schools of education, we are forgetting all about the rural

credit schools. That's why I have been voting 'nay' on the school appropriations and I now vote 'nay'."

Senator Whelan moved that Senate Bill No. 81 be indefinitely postponed.

Which motion was seconded.

Senator Brunsdale moved as a substitute motion that Senate Bill No. 81 do pass and that a second roll call be granted.

Which motion prevailed.

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 0.

* Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miklethun
Bangert	Hamilton	Miller
Brostuen	Handley	Murphy
Burkhart	Indergaard	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Dubay	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Eastgate	Lynch	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Trovatten
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Thorson
Drew	Patten	Whelan
Erickson, Divide	Regeth	Wog
Greene		

So the bill passed and the title was agreed to.

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miklethun
Brostuen	Gronvold	Miller
Burkhart	Hamilton	Murphy
Brunsdale	Handley	Olson
Cain	Jones	Plath
Dubay	Kamrath	Porter
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Eastgate	Lynch	Trovatten
Field	McDonald	Watt
Fine	Magnuson	Whitman
Fowler	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Patten	Thorson
Drew	Regeth	Whelan
Indergaard	Tinnes	Wog
Martin	Trout	

So the bill passed and the title was agreed to.

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 32; nays, 17; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Jones	Olson
Brostuen	Kamrath	Plath
Brunsdale	Larson	Porter
Cain	Lynch	Simonson
Dubay	McDonald	Stucke
Eastgate	Magnuson	Tinnes
Field	Marshall	Trovatten
Fowler	Matthaei	Watt
Fredrickson	Miklethun	Whitman
Greene	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Regeth
Burkhart	Handley	Trout
Drew	Indergaard	Thorson
Erickson, Divide	Lind	Whelan
Erickson, Kidder	Martin	Wog
Fine	Patten	

So the bill passed and the title was agreed to.

Senator Bonzer explained his vote as follows: "I want to say that until some legislation is enacted that will take care of the rural schools and not appropriate thousands and thousands of dollars for higher education, I am going to consistently vote 'nay' on all school matters."

Senator Fredrickson moved that Senate Bill No. 66 be placed at the head of the Calendar.

Which motion prevailed.

Senator Fredrickson moved that the rules be suspended and Senate Bill No. 66, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Thorson
Indergaard	Trout	

So the bill passed and the title was agreed to.

Senator Fowler moved to amend Senate Bill No. 9 as follows:

Insert as Section 4 the following: "The provisions of this Act shall not apply to any mortgage or lien in favor of the United States or of any department or agency thereof."

Also re-number the Sections to correspond.

Which motion prevailed.

Senator Miklethun moved to amend Senate Bill No. 9 as follows:

Strike out Section 4 of the printed bill, the emergency clause.

Which motion prevailed.

Senator Miklethun moved that the rules be suspended and that Senate Bill No. 9, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Miklethun
Burkhart	Kamrath	Olson
Dubay	Larson	Patten
Erickson, Divide	Lind	Regeth
Erickson, Kidder	Martin	Simonson
Fine	McDonald	Stucke
Fredrickson	Magnuson	Trout
Greene	Marshall	Thorson
Hamilton	Matthaei	Wog
Handley		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Bonzer	Gronvold	Trovatten
Brunsdale	Jones	Watt
Cain	Lynch	Whelan
Drew	Miller	Whitman
Eastgate	Murphy	

Absent and not voting:

Messrs.
Tinnes

So the bill passed and the title was agreed to.

Senator Bonzer moved to amend Senate Bill No. 271 as follows:

In Section 30, line 38 of the printed bill, after the word "Treasurer", strike out all the following and insert in lieu thereof the following: "And credited to the North Dakota Real Estate Bond Payment Fund for the payment of interest and fees; the sinking fund on said bonds now due or to become due during the years 1933, 1934 and 1935."

Which motion prevailed.

Senator Matthaei moved that the rules be suspended and that Senate Bill No. 271, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Plath
Burkhart	Kamrath	Porter
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Lynch	Stucke
Field	Martin	Tinnes
Fine	McDonald	Trout
Fowler	Magnuson	Thorson
Fredrickson	Marshall	Trovatten
Greene	Matthaei	Whelan
Gronvold	Miklethun	Whitman
Hamilton	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Drew	Watt
Brunsdale	Eastgate	
Cain	Murphy	

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

Senate Bill No. 294. A Bill for an Act to amend and reenact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson

Messrs.	Messrs.	Messrs.
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Trovatten	

So the bill passed and the title was agreed to.

Senate Bill No. 293. A Bill for an Act to amend and reenact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.	Messrs.
Hamilton	Watt

So the bill passed and the title was agreed to.

Senator Bangert moved that Senate Bills Nos. 289 and 181 be placed at the foot of the Calendar.

Which motion prevailed.

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Hamilton

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

Senate Bill No. 182. A Bill for an Act to amend and reenact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Martin
Fine	

So the bill passed and the title was agreed to.

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Whitman

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

Senator Miklethun moved that the vote by which Senate Bill No. 25 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "For the reason I have already stated, I shall vote 'aye' but I am entirely satisfied that under Section 16 of the Constitution which reads that no bill of attainder or ex post facto law impairing obligation of contracts shall ever be passed. This Act will be immediately declared unconstitutional."

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Patten
Brostuen	Larson	Regeth

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Magnuson	Tinnes
Fine	Marshall	Trout
Fredrickson	Miklethun	Thorson
Greene	Miller	Wog
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bonzer	Gronvold	Plath
Burkhart	Hamilton	Porter
Brunsdale	Indergaard	Stucke
Cain	Jones	Trovatten
Drew	Lynch	Watt
Dubay	Martin	Whelan
Eastgate	McDonald	Whitman
Field	Matthaei	

So the bill was declared lost.

Senator McDonald moved that the vote by which Senate Bill No. 220 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout

Messrs.	Messrs.	Messrs.
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senator Whitman asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Whitman moved that Senate Bill No. 234 be referred to the Committee on State Affairs.

Which motion prevailed.

EIGHTEENTH ORDER OF BUSINESS

Senator Matthaei moved that at the conclusion of the First and Second Reading of House and Senate Bills, the Senate recess until 8:00 o'clock P. M., tonight.

Which motion prevailed.

Senator Matthaei introduced:

Senate Concurrent Resolution T. A resolution regarding the duplication of studies in the North Dakota University and Agricultural College.

Was referred to the Committee on Education.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws

of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Was read the first and second times and referred to the Committee on Insurance.

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Was read the first and second times and referred to the Committee on Game and Fish.

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Public Health.

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Was read the first and second times and referred to the Committee on Military Affairs.

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second times and referred to the Committee on Live Stock.

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Was read the first and second times and referred to the Committee on Election and Election Privileges.

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the first and second times and referred to the Committee on Corporations other than Municipal.

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the first and second time and referred to the Committee on Corporations other than Municipal.

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Was read the first and second time and referred to the Committee on Mines and Mining.

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

A. M. Ringham, Buxton; Martin Amb, Theo. Strand, Carl J. Evanson, Portland; Louis Staube, Mayville; G. A. Bunday, Jamestown; Ole L. Olson, Buxton; Alex Monty, Fryburg; J. J. Esslinger, John Bill, A. C. Lindbo, Miss Esther Wog, Belfield.

S. B. Niles, Ruth Fallon, Dorothy Nicholson, Eunice Nicholson, Phyllis Cooker, Viola Hess, Ruth Niles, Esther Niles, Mildred Hoefst, Vibekke Kjelland, Dawson; H. B. Hanson,

Steele; Raymond Young, Mrs. R. Young, Chas. Young, Mrs. Chas. Young, LaMoure.

A. G. Porter, Mrs. A. G. Porter, Lelt Washburn, J. Fertin, Edgeley; Mrs. Milton Young, Berlin; Mrs. Otto Holta, Bismarck; Mrs. Fred Buechler, Zap; J. D. Smith, Mrs. J. D. Smith, Kulm; Thorp Prenetz, Fredonia; John G. Nelson, LaMoure; August Thompson, Cando.

Mrs. O. E. Erickson, Crosby; Carl J. Evanson, Martin Amb, Gunnar Batstere, George Strand, Mayville; Will Martin, Chaffee; Nels Braaten, Wyndmere; Bert Johnson, Harry Huseh, Ted Martin, McLeod; Sharpe Pruetz, S. W. Ruff, John Ramboldt, Ernest Ramboldt, Gackle.

E. R. Fritch, Ed. Berry, John Owene, Mrs. Nettie Clinie, Valley City; Lawrence Meldahl, Ed Meldahl, V. L. Vaupel, Valley City; Alsak Hango, Carl Rue, Sheyenne; Carl Helgeson, Bismarck; Sid Hagenstad, Maddock; A. G. Bergeson, N. F. Hays, Douglas; J. O. Nigen, Hettinger.

Clarence Elifson, Bucyrus; T. C. Monroe, Enderlin; F. F. Allmaras, Herman Scheaffer, Otto Settelmeyer, Paul Ries, Philip Allmaras, Joe Lill, New Rockford; Carl Rue, Irvin Daugherty, Sheyenne.

The President, O. H. Olson, announced that, pursuant to the motion of Senator Matthaai made and carried, the Senate is now recessed until 8:00 p. m.

SIDNEY A. PAPKE,
Secretary.

FIFTIETH DAY AFTER RECESS

Senate Chamber,
Bismarck, North Dakota,
February 22, 1933.

The Senate was called to order at 8:00 p. m., pursuant to recess taken, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Thirteenth Order of Business.

Senator Fredrickson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fredrickson moved to have Senate Bills Nos. 22, 68, 39, 163 and 67 placed at the head of the Calendar.

Which motion prevailed.

Senator Matthaei moved that Senate Concurrent Resolution No. T be printed in the Journal.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. T

Introduced by Senator Matthaei

WHEREAS, Agriculture is the basic industry of the State, and,

WHEREAS, due to the lack of income to the farmers of the State by reason of their not receiving cost of production for the commodities produced by them, and,

WHEREAS, due to the financial bankruptcy of the farmer, all business in the State which is directly or indirectly dependent on Agriculture, being in equally bad financial straits, with the consequent results that but few taxes have been paid during the past year, and the prospects for tax collections for 1933 are steadily growing worse, and,

WHEREAS, the condition of the State Treasury is such that the money of almost every fund has been exhausted,

and the State Treasurer has already borrowed \$2,255,000.00 from the Bank of North Dakota, and the General Fund being overdrawn more than \$200,000.00, and,

WHEREAS, present indications are that for some time to come the cost of State Government will largely exceed the amount of State tax collections, and,

WHEREAS, North Dakota, with its small population of some 600,000 inhabitants has two schools of higher education in North Dakota, viz., University of North Dakota at Grand Forks and the Agricultural College at Fargo, in which institutions there is a multiplicity of duplication of work in many courses of study, and,

WHEREAS, these two institutions, while retaining to the State full and efficient use of their entire physical equipment, could be combined to form the University of North Dakota—one division to be constituted at what is now the University of North Dakota to be hereafter known as the University of North Dakota at Grand Forks, and another division to be constituted at what is now the Agricultural College to be hereafter known as the University of North Dakota at Fargo. The University of North Dakota at Grand Forks should offer the classical and humanistic groups of study with sole degree granting powers in those fields; the University of North Dakota at Fargo should offer the science and technological groups of study with sole degree granting powers in those fields, and,

WHEREAS, the University at Grand Forks could best offer the courses in Liberal Arts, Fine Arts, Education, Business, Social Science, Journalism, Economics, Law, Medicine, etc., while the University of North Dakota at Fargo could best offer the courses in Agriculture, Architecture, Engineering, Home Economics, Chemistry, Pharmacy, and the Sciences, etc. It is the spirit and intent of this Resolution to effect a vertical division of the work in higher education between the two thus created divisions of the University, placing equal emphasis upon the work allocated to each division and according to each division equal importance and prestige, and,

WHEREAS, such re-organization of work and consequent elimination of unnecessarily duplicated courses, will not only effect very considerable immediate savings for which the State is now in dire need but will also effect a comparable saving for the life of the State and the institutions by so re-organizing the work in our two institutions of higher education that serious duplication hereafter becomes an impossibility, and,

WHEREAS, such re-organization will not only make a very considerable saving to this State but will also result in increased efficiency and effectiveness in our institutions of higher learning, and will to a large extent end the biennial bickering and jockeying for preferment with the Legislature,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING:

That commencing with the school year of 1933-34, the University of North Dakota at Grand Forks and the North Dakota Agricultural College at Fargo be united as one institution, with the division at Grand Forks offering courses in Liberal Arts, Fine Arts, Education, Business, Social Sciences, Economics, Journalism, Law, Medicine, etc., with the division at Fargo offering courses in Agriculture, Architecture, Engineering, Home Economics, Chemistry, Pharmacy and the Sciences, etc., all as heretofore set forth.

The Board of Administration is hereby instructed and directed to so effect the organization of these two institutions so that there will be no further unnecessary duplication of work, and in order to carry out the provisions of this Resolution, all equipment, apparatus, supplies, records, etc., appertaining to any work transferred by order of this Resolution, shall be transferred to the institution to which it properly belongs.

BE IT FURTHER RESOLVED that the Board of Administration be directed and instructed to effect this re-organization by retaining a president at the head of each division of the University. It shall be the immediate duty of these presidents acting under the direction of the Board of Administration, to so organize and expedite the work of consolidation in their respective divisions of the University as to affect it in full accord with the intent and spirit of this Resolution and that it shall hereafter be their further duty to so direct the work of their respective divisions as to comply with this Resolution.

Senator Fredrickson withdrew his motion to have Senate Bills Nos. 22, 68, 39, 163 and 67 placed at the head of the calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth

Messrs.	Messrs.	Messrs.
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.
Bangert	Trout

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

Senator Bonzer explained his vote as follows: "I change my vote to "aye" due to the fact that the Senator from Pembina is a young man and is trying to get along in the world, and I want to do my part to help him.

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Miklethun

So the bill passed and the title was agreed to.

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An

Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fowler	Miklethun	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Indergaard	Lind

Absent and not voting:

Messrs.
Brostuen

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

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Larson

So the bill passed and the title was agreed to.

Senator Fowler moved to amend Senate Bill No. 164 as follows:

On page 2, line 6, Section 2, after the word "situate", insert the following: "or who by reason of physical disability is unable to attend the polling place to vote at any such election." Also, line 12 on page 2 after the word "election" insert "or by reason of a physical disability will be unable to attend the polling place and vote at such election."

Which motion was lost.

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miklethun
Bonzer	Hamilton	Miller
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Cain	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Field	McDonald	Thorson
Fine	Magnuson	Trovatten
Fowler	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Watt
Brunsdale	Murphy	Whelan
Eastgate	Plath	Whitman
Gronvold	Porter	

So the bill passed and the title was agreed to.

Senator Greene asked unanimous consent to have Senate Bill No. 249 placed at the foot of the calendar.

Which request was granted.

Senator Cain asked unanimous consent to have Senate Bill No. 265 placed at the foot of the calendar.

Which request was granted.

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bangert	Hamilton	Porter
Bonzer	Jones	Regeth
Brostuen	Larson	Simonson
Burkhart	Lind	Stucke
Brunsdale	Lynch	Tinnes
Cain	McDonald	Trout
Drew	Magnuson	Thorson
Erickson, Divide	Marshall	Trovatten
Erickson, Kidder	Matthaei	Watt
Eastgate	Miklethun	Whelan
Fine	Miller	Whitman
Fowler	Murphy	Wog
Fredrickson	Olson	
Greene	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Handley	Indergaard
Kamrath		

Absent and not voting:

Messrs.	Messrs.
Field	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 21, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate Resolution introduced by Joint Rules Committee extending the time for messaging bills between the House and Senate to the end of the Fifty-first legislative day, viz. 2 o'clock P. M. Thursday, February 23rd, 1933.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Bangert moved to amend Senate Bill No. 300 as follows: In Section 2, line 3, page 1, strike out the two words "picture shows."

Which motion prevailed.

Senator Hamilton moved to amend Senate Bill No. 300 as follows: "Section 2, line 4, strike out the word "dances" and each other place where the word "dance" appears."

Which motion was lost.

Senator Green moved to amend Senate Bill No. 300 as follows: Change 5% to 10% throughout the Bill.

Which motion prevailed.

Senator moved to amend Senate Bill No. 300 as follows: "Line 4 after the word "and", insert the words "except neighborhood dances" and wherever the word "dance" appears insert the words "expect neighborhood dances".

Which motion prevailed.

Senator Fine moved that the rules be suspended and that Senate Bill No. 300 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Brostuen	Indergaard	Regeth
Burkhart	Kamrath	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Magnuson	Trout
Erickson, Kidder	Marshall	Thorson
Fine	Matthaei	Watt
Fredrickson	Miklethun	Wog
Greene	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bonzer	Hamilton	Plath
Brunsdale	Jones	Porter
Cain	Larson	Simonson
Drew	Lynch	Trovatten
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fowler	Miller	

So the bill passed and the title was agreed to.

Senator Erickson, Divide, moved that the vote by which Senate Bill No. 300 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fredrickson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fredrickson moved that Senate Bills Nos. 22, 68, 39, 163 and 67 be placed at the head of the calendar.

Which motion prevailed.

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Eastgate	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Indergaard	Whelan
Watt	Wog

Absent and not voting:

Messrs.
Bönzer

So the bill passed and the title was agreed to.

Senator Whelan moved to amend Senate Bill No. 68 as follows:

Page 2 of the Printed Bill strike out line 13, change 6,912.00 in line 14 to 3,000.00.

Change 2,000.00 in line 15 to 1,000.00.

Change 800.00 in line 16 to 200.00.

Strike out line 17.

Change 4,500.00 in line 18 to 2,000.00.

Change 6,500.00 in line 19 to 1,500.00.

Change 25,000.00 in line 20 to 5,000.00.

Strike out lines 22, 23 and 24.

Which motion was lost.

Senate Bill No. 68. 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 third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Larson	Trout
Eastgate	Lind	Thorson
Greene	Patten	Whelan
Indergaard	Regeth	

So the bill passed and the title was agreed to.

.... Senator Erickson of Divide moved that the vote by which Senate Bill No. 68 was passed be reconsidered and the motion to reconsider be laid on the laid.

Which motion prevailed.

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Jones	Porter
Brunsdale	Kamrath	Regeth
Burkhart	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Indergaard	Tinnes

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke

Messrs.	Messrs.	Messrs.
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	McDonald	Trout

Absent and not voting:

Messrs.
Indergaard

So the bill passed and the title was agreed to.

Senate Bill No. 67. 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 third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Thorson	Whelan

Absent and not voting:

Messrs.	Messrs.	Messrs.
Indergaard	Lynch	Porter

So the bill passed and the title was agreed to.

Senator Marshall moved to amend Senate Bill No. 267 as follows:

Page 9, line 14 of the printed bill, change the word "public" to "common".

Which motion prevailed.

Senator Fine moved that the rules be suspended and that Senate Bill No. 267 as amended be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Matthaei
Bangert	Fredrickson	Miklethun
Bonzer	Greene	Miller
Brostuen	Gronvold	Murphy
Burkhart	Handley	Olson
Brunsdale	Indergaard	Patten
Cain	Jones	Plath
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Wog
Fine	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Porter	Whelan
Lynch	Tinnes	Whitman

Absent and not voting:

Messrs.	Messrs.
Regeth	Trout

So the bill passed and the title was agreed to.

Senator Fine asked unanimous consent to place Senate Bills Nos. 270, 227 and 207 at the head of the calendar.

Which request was granted.

Senator McDonald asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator McDonald moved that Senate Bill No. 265 be made a special Order of Business for 10:30 tonight.

Which motion was lost.

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Drew	Larson	Stucke
Dubay	Lind	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Porter
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Tinnes

So the bill passed and the title was agreed to.

Senator Fine moved to amend Senate Bill No. 227 as follows:

Section 10, page 8, line 3, strike out the word "eight" and insert in lieu thereof the word "ten".

Which motion prevailed.

Senator Fine moved that the rules be suspended and Senate Bill No. 227 as amended, be considered properly re-enclosed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Field
Porter

So the bill passed and the title was agreed to.

Senator Burkhart asked unanimous consent to place Senate Bill No. 314 at the foot of the Calendar.

Which request was granted.

Senator Bangert moved to amend Senate Bill No. 207 as follows: at the bottom of Section 4 add "Provided, however, that if it shall be made to appear to the Court that the furnishing of the report within the time allowed herein will in any way interfere with the closing of Federal Loans, the court may grant such additional time as shall appear necessary in each instance".

Also,

Page 6, line 14, change the word "receiver" to "examiner".

Which motion prevailed.

Senator Hamilton moved to amend Senate Bill No. 207 as follows: Strike out the emergency clause.

Which motion prevailed.

Senator Cain moved to amend Senate Bill No. 207 as follows:

Line 16, page 6, strike out the word "forty" and insert in lieu thereof the words "fifty-one".

Which motion was lost.

Senator Fine moved that the rules be suspended and Senate Bill No. 207 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing

all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Porter
Cain	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Trovatten
Greene	Matthaei	Whelan
Hamilton	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Watt
Brunsdale	Gronvold	Whitman
Drew	Murphy	
Eastgate	Plath	

So the bill passed and the title was agreed to.

Senator Bangert moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senator McDonald asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator McDonald moved that Senate Bill No. 265 be made a Special Order of Business at Eleven o'clock tonight.

Which motion prevailed.

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Brunsdales
Simonson

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

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Greene

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

Senator Cain moved that the Senate do now recess until 10:00 A. M. tomorrow.

Which motion was lost.

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Greene

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

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout

Messrs.	Messrs.	Messrs.
Fine	McDonald	Thorson
Fredrickson	Magnuson	Whelan
Greene	Marshall	Wog
Handley	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Brunsdale	Gronvold	Porter
Cain	Matthaei	Trovatten
Eastgate	Miller	Whitman
Field	Murphy	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Watt
Hamilton	

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

Senator Fowler served notice of intention to reconsider the vote by which Senate Bill No. 320 was passed within the next Legislative day.

Senator Matthaei moved to amend Senate Bill No. 265 as follows:

Page 1, line 5, after the word "thereof" add the following language: "to employ any girl whose parents are capable of supporting her or to employ any man who can live from the returns of his investments or any other employment or,".

Which motion was lost.

Senator Cain moved to amend Senate Bill No. 265 as follows:

Following the word "support" in line 9, Section 1, add the following language: "Provided, however, that the provisions of this act shall not apply to the charitable or educational institutions, or schools of this State".

A roll call was demanded.

ROLL CALL

The question being on the adoption of the amendment by Senator Cain, the roll was called and there were ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Bonzer	Greene	Porter
Brostuen	Gronvold	Simonson
Brunsdale	Lynch	Tinnes
Cain	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Drew	Marshall	Watt
Eastgate	Matthaei	Whitman
Field	Miller	
Fowler	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Burkhart	Jones	Patten
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Stucke
Erickson, Kidder	Lind	Trout
Fine	Martin	Thorson
Hamilton	McDonald	Whelan
Handley	Miklethun	Wog

So the amendment was declared carried.

Senator Matthaei moved to amend Senate Bill No. 265 as follows:

Line 6, page 1, of the printed Bill after the word "woman" insert the following language: "whose husband is on the public payroll".

Which motion was seconded.

Senator Hamilton moved as a substitution motion that Senate Bill No. 265 be amended as follows:

Line 6, page 1 of the printed bill after the word "woman" insert the following language: "whose husband is gainfully employed".

Which motion prevailed.

Senator Bangert moved that the rules be suspended and Senate Bill No. 265 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Patten
Brostuen	Indergaard	Plath

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Regeth
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trout
Erickson, Kidder	Martin	Thorson
Fine	McDonald	Watt
Fowler	Magnuson	Whelan
Fredrickson	Marshall	Wog
Greene	Miklethun	
Gronvold	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Murphy
Bonzer	Handley	Porter
Brunsdale	Lynch	Simonson
Cain	Matthaei	Trovatten
Eastgate	Miller	Whitman

So the bill passed and the title was agreed to.

Senator Erickson moved that the vote by which Senate Bill No. 265 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator McDonald: "I vote aye because it was the best we could get. It is not what the single women of this state want. I could add more but I guess I won't."

Senator Bonzer: "I vote 'No' because I still believe that the motherhood and the womanhood of America plays a very important part in our economic structure."

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Thorson

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Wheian
Field	Matthaei	Whitman
Fine	Miller	Wog
Fowler	Murphy	
Fredrickson	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Martin	Miklethun
Jones	McDonald	Trout

So the bill passed and the title was agreed to.

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	Magnuson	Thorson
Erickson, Kidder	Marshall	Trovatten
Eastgate	Matthaei	Watt
Field	Miklethun	Whelan
Fine	Miller	Whitman
Fredrickson	Murphy	Wog
Greene	Olson	

Those voting in the negative were:

Messrs.
McDonald

Absent and not voting:

Messrs.	Messrs.
Bonzer	Hamilton
Fowler	Jones

So the bill passed and the title was agreed to.

Senator Murphy moved that the Senate do now recess until 10:00 a. m., tomorrow.

Which motion prevailed.

FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 22, 1933.

The Senate convened, pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

Senator Miklethun asked consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Miklethun asked unanimous consent to withdraw Senate Bill No. 7.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Concurrent Resolution "E".

Have had the same under consideration and recommend that the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Concurrent Resolution "T".

Have had the same under consideration and recommend the same back to the Senate without recommendation.

A. S. MARSHALL,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Have had the same under consideration and recommend that the same be amended as follows:

Section 13, line 51 of the original bill, strike out the number "20%" and insert in lieu thereof the number "40%". Strike out the period of line 51 and annex the following: "provided that such discontinuance shall not take place prior to one year succeeding the date of such excess levy."

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

UNFINISHED BUSINESS

Senator Indergaard asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Indergaard asked unanimous consent to withdraw Senate Bill No. 322.

Which request was granted.

THIRD READING OF SENATE BILLS

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miklethun
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Murphy
Burkhart	Indergaard	Olson

Messrs.	Messrs.	Messrs.
Brunsdale	Kamrath	Porter
Cain	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Field	McDonald	Whelan
Fine	Magnuson	Whitman
Fowler	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Handley	Patten	Thorson
Jones	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Plath	Watt
Eastgate	Trovatten	

So the bill passed and the title was agreed to.

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy
Brostuen	Indergaard	Olson
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Kidder	Martin	Trovatten
Field	McDonald	Whelan
Fine	Magnuson	Whitman
Fowler	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.
Handley	Trout
Patten	Thorson

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Plath
Eastgate	Watt

So the bill passed and the title was agreed to.

Senator Brostuen asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved that the report be adopted.

Senator Cain moved as a substitute motion that the report of the Committee on Tax and Tax Laws on Senate Bill No. 132 be changed to read: "returned without recommendation".

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Have had the same under consideration and report the same back without recommendation.

J. K. BROSTUEN,
Chairman.

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

THIRD READING OF SENATE BILLS

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	
Greene	Olson	

Those voting in the negative were:

Messrs.
Jones

Absent and not voting:

Messrs.
Eastgate
Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Plath
Brostuen	Hamilton	Porter
Burkhart	Handley	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Indergaard	Patten
Jones	Trout

Absent and not voting:

Messrs.
Bonzer
Matthaei

So the bill passed and the title was agreed to.

Senator Fine moved that Senate Bill No. 302 be placed at the foot of the Calendar.

Which motion prevailed.

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 32; nays, 17; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Miller
Bonzer	Jones	Olson
Brostuen	Kamrath	Patten

Messrs.	Messrs.	Messrs.
Burkhart	Larson	Regeth
Drew	Lind	Simonson
Erickson, Divide	Martin	Stucke
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Trovatten
Greene	Matthaei	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Tinnes
Cain	Handley	Watt
Dubay	Lynch	Whelan
Eastgate	Murphy	Whitman
Field	Plath	

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. O. A Concurrent Resolution for an amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota providing for trial by jury.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Martin	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Those voting in the negative were:

Messrs.
Lynch

Absent and not voting:

Messrs.

Eastgate

Fredrickson

So the Resolution was declared adopted.

Senator Greene asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEE

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Have had the same under consideration and recommend the same be amended as follows:

In the second line of the title following the word "public", insert the word "grain".

In line 3 of Section 1 of the printed bill following the word "public" insert the word "grain".

In line 6 of Section 1 of the printed bill following the word "inspectors" change the period to a comma and add the following: "who shall report to the department of weights and measures in the manner as may be prescribed by the department of weights and measures."

And when so amended recommend the same do pass.

E. E. GREENE,
Chairman.

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

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. S. Providing that an Amendment to Article 63 of the Constitution of the State of North Dakota be agreed to and submitted to the qualified voters of the state for approval or rejection.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Eastgate

So the Resolution was declared adopted.

Senator Murphy requested that Senate Concurrent Resolution No. "I" be read a second time.

There being no objection the request was granted.

Concurrent Resolution No. I: To tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problem of the American people.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 2; pass, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Greene	Miklethun
Burkhart	Handley	Miller
Drew	Indergaard	Olson
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Fine	Magnuson	Thorson
Fowler	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bangert	Jones	Porter

Messrs.	Messrs.	Messrs.
Brostuen	Lynch	Tinnes
Brunsdale	Martin	Watt
Cain	McDonald	Whelan
Eastgate	Murphy	Whitman
Field	Patten	

Absent and not voting:

Messrs.	Messrs.
Trout	Trovatten

Passed:

Messrs.
Hamilton

So the Resolution was declared adotped.

Senator Hamilton asked to be excused from voting on Senate Concurrent Resolution No. "I".

Senator Bangert moved that Senator Hamilton be excused from voting on Senate Concurrent Resolution No. "I".

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and the open message from the Governor be read by the Secretary.

Which motion prevailed.

A communication was received from the Governor nominating Mr. Chas. Cotter of Fargo, North Dakota as a member of the Board of Trustees of the Soldiers' Home at Lisbon, North Dakota.

Senator Hamilton moved that the Senate do consent to the appointment of Mr. Chas. Cotter of Fargo, North Dakota as a member of the Board of Trustees of the Soldiers' Home at Lisbon, North Dakota.

Which motion carried unanimously.

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Tinnes
Erickson, Kidder	McDonald	Trout
Eastgate	Magnuson	Thorson
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Cain
Jones

Absent and not voting:

Messrs.
Larson
Trovatten

So the bill passed and the title was agreed to.

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.
Marshall

Passed:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Handley
Lind

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

Senator McDonald moved that Senate Bill No. 129 be placed at the foot of the Calendar.

Which motion was lost.

Senator Erickson of Kidder moved to amend Senate Bill No. 129 as follows:

At the end of Section 7 strike out the period and insert a comma and add: "provided further, that the Board may also grant a license for the fee above specified without examination to applicants examined and licensed by a legally constituted Board of Basic Science of other states and territories of the United States or District of Columbia, or other Countries maintaining standards of equal grade with those required by this Act."

Which motion prevailed.

Senator Erickson of Kidder moved to further amend Senate Bill No. 129 as follows:

Section 6, page 3, line 8, strike out line 8 and insert the following: "By the North Dakota Medical Chiropractic and Osteopathic Boards of examiners."

Which motion was seconded.

Senator Stucke moved a substitute motion to the amendment of Senator Erickson as follows: Line 8, after the word "American Universities" strike out the period and add "or the North Central Association of Colleges and Secondary Schools."

Senator Erickson accepted the amendment of Senator Stucke.

Which motion prevailed.

Senator Erickson of Kidder moved to further amend Senate Bill No. 129 as follows:

Section 4, page 2, line 4 after the word "**consisting**" **strike** out the balance of line 4 and line 5 and the first word in Section 6 and insert in lieu thereof "of the President of the Medical Association, the President of the Chiropractic Association, the President of the Osteopathic Association."

Which motion was lost.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 129, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miller
Bangert	Fredrickson	Murphy
Bonzer	Gronvold	Plath
Brostuen	Hamilton	Porter
Burkhart	Jones	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lynch	Trout
Dubay	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lind	Patten
Erickson, Kidder	Martin	Regeth
Greene	Miklethun	Thorson
Handley	Olson	Wog

Absent and not voting:

Messrs.
Indergaard

So the bill passed and the title was agreed to.

Senator Whelan moved that the vote by which Senate Bill No. 129 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Erickson of Kidder explained his vote as follows: "I was in hopes that we could have this Bill amended so it would be equal and right for everybody, for all the professions of healing in the state, but, since we cannot get that I will have to vote 'Nay'."

Senate Bill No. 178. A Bill for an Act to amend and reenact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Plath
Drew	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Martin	Stucke
Fine	McDonald	Trout
Fowler	Magnuson	Thorson
Fredrickson	Marshall	Watt
Greene	Matthaei	Whelan
Hamilton	Miklethun	Whitman
Handley	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Lynch
Brunsdale	Field	Murphy
Cain	Gronvold	Porter

Absent and not voting:

Messrs.	Messrs.
Bonzer	Tinnes
Dubay	Trovatten

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

Senator Matthaei moved that Senate Bill No. 296 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 303 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 250 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Porter moved to amend Senate Bill No. 299 as follows: Page 35 of the Journal of February 20, in Section 396d3. Health Officer. in the fourth line strike out the period after the word "standing" and insert in lieu thereof a comma and add the following language: "who shall have had special training and experience in public health administration and shall be duly licensed to practice his profession in North Dakota."

Which motion prevailed.

Senator Porter moved that the rules be suspended and that Senate Bill No. 299, as amended, be considered properly re-encrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.
Handley	Trout
Patten	

Absent and not voting:

Messrs.
Martin
Tinnes

So the bill passed and the title was agreed to.

Senator Fine moved that the Senate do now recess until 1:15 p. m. this afternoon.

Which motion prevailed.

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

Senator Bangert asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Bangert moved that the report of the Capitol Building Investigating Committee be received and that action on same be deferred until Monday, February 27.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Kidder	Lind	Trout
Eastgate	Lynch	Trovatten
Field	Martin	Whelan
Fine	McDonald	Whitman
Fowler	Marshall	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Thorson
Erickson, Divide	Miller	Watt
Magnuson	Plath	

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

Senator Fowler moved that Senate Bill No. 303 be placed at the head of the calendar.

Which motion prevailed.

Senator Fowler moved to amend Senate Bill No. 303 as follows:

"In line 5 after the word 'following' 'and \$12.00 for all warehouses over 25,000 bushels'."

"Strike out everything after the first word 'bushels' in line 15, page 2 of the printed bill, down to and including the word 'fee' on page 2, line 22, and insert in lieu thereof the following: 'and not to exceed 50,000 bushels and \$20.00 for all warehouses over 50,000 and not to exceed 80,000 bushels and \$25.00 for all warehouses over 80,000 bushels capacity for each public grain warehouse; provided that before any license is issued the person applying therefor shall file with the Commissioners of Railroads the receipt of the State Treasurer showing that the applicant has paid into the state treasury the amount of said license fee.'"

Which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 303, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke

Messrs.	Messrs.	Messrs.
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fine	Matthaei
Erickson, Divide	Indergaard	Plath
Field	Magnuson	Watt

So the bill passed and the title was agreed to.

Senator Bangert moved to amend Senate Bill No. 171 as follows:

"Section 6. APPOINTMENT OF SUBSTITUTE: That if at any time any member of the Board of Railroad Commissioners is unable to serve in connection with any of the matters in this act provided for, the Governor shall have power to appoint some other elective or appointive officer of the state who shall serve without additional salary and all resolutions adopted, findings or orders made and rates promulgated by the board while said appointee is so serving shall have the same force and effect as if made by the full Board of Railroad Commissioners."

Which motion prevailed.

Senator Bangert moved to further amend Senate Bill No. 171 as follows:

"Section 7. Saving Clause: That if any part of this act is held unconstitutional such holding shall not impair nor invalidate the remainder of the act, but shall be confined to the operation of that part adjudged invalid."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 171, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting

the same; and repealing all Acts or parts of Acts in conflict herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Miller
Bangert	Indergaard	Olson
Bonzer	Jones	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Trovatten
Fredrickson	Marshall	Whelan
Greene	Matthaei	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Fowler	Porter
Cain	Gronvold	Whitman
Eastgate	Murphy	

Absent and not voting:

Messrs.	Messrs.
Field	Watt
Plath	

So the bill passed and the title was agreed to.

Senator Miklethun moved to amend Senate Bill No. 324 as follows:

Page 2, section 5½, line 16 of the printed bill, after the word "vehicle," strike out the balance of the section.

Which motion was lost.

Senate Bill No. 324. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180, Session Laws of North Dakota for 1927, being the Motor Vehicle Anti-theft Act, to provide a registration card and the method of displaying the same, and to repeal all conflicting Acts and parts of Acts, particularly Sections 11 and 12 of Chapter 179, Session Laws of North Dakota for 1927, relating to the issuance and display of registration cards.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 11; nays, 36; absent and not votnig, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Murphy
Bonzer	Lynch	Stucke
Burkhart	McDonald	Whitman
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Brostuen	Handley	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Watt
Fredrickson	Miklethun	Whelan
Greene	Olson	Wog

Absent and not voting:

Messrs.
Erickson, Kidder
Field

So the bill was declared lost.

Senator Miklethun moved that the vote by which Senate Bill No. 324 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert moved that the Senate do now adjourn.

Which motion prevailed.

FIFTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 22, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by Chaplain, Rev. Logee.

Roll Call: All Senators present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth Day After Recess and Fiftieth Day and recommend that the same be corrected as follows:

On page 22, strike out line 12, and insert in lieu thereof the following: "but in order that this relief may be granted to the farm-"

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

A petition was presented, signed by Max Wipperman, Jr., Hankinson and 39 others opposing an increase in the cream station license fee.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented, signed by Oscar Helberg, McLeod, and 13 others favoring the methods proposed to raise money for common schools.

Was referred to the Committee on Tax and Tax Laws.

Senator Erickson of Kidder, presented a petition, signed by Fred Hintz, Windsor and 19 others, favoring a replacement sales tax.

Was referred to the Committee on Tax and Tax Laws.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGRESSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

And find the same correctly enrolled.

Also,

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Also,

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Also,

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Also,

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 68. 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.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to co-

ordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 241. A Bill for an Act to appropriate the sum of two thousand five hundred dollars to re-imburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay an additional rent of twenty-five hundred dollars for such premises in case the said premises were vacated by the State of North Dakota within a period of two years from and after the first

day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State government.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an

emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Also,

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

Senator Fine moved that the Senate do now recess to attend the Joint Memorial Exercises with the House.

Which motion prevailed.

The Senate reconvened pursuant to recess, the President, O. H. Olson, presiding.

Senator Stucke moved to amend Senate Bill No. 276 as follows:

“Strike out all of Section 6.”

Which motion was lost.

Senator Fowler moved to amend Senate Bill No. 276 as follows:

“Page 2, Section 4, line 3 of the printed bill, insert the word ‘nine’ in place of the word ‘four’.”

Which motion prevailed.

Senator Bangert moved to amend Senate Bill No. 276 as follows:

Section 1, line 7, after the word 'of' strike out the word 'and'."

Which motion prevailed.

Senator Fine moved to amend Senate Bill No. 276 as follows:

"Page 2, line 8, after the word 'the' strike out 'chairman and clerk of said caucus who should' and insert after the word 'the', 'caucus shall by ballot choose three of its members who shall'."

Which motion was lost.

Senator Greene moved to amend Senate Bill No. 276 as follows:

"In line 3, section 4, strike out the word 'two' and insert in lieu thereof the word 'seven'.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 276, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trovatten
Erickson, Kidder	Lynch	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Tinnes	Thorson
Hamilton	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Murphy	Porter

So the bill passed and the title was agreed to.

Senator Regeth explained his vote as follows: "On general principles I am against the caucus system of election but for this particular election I believe it is best so I vote 'aye'."

Senator Erickson of Kidder moved that further consideration of Senate Bill No. 292 be indefinitely postponed.

Which motion prevailed.

Senator Matthaei moved to amend Senate Bill No. 105 as follows:

"Page 2, section 4, line 3, after the word 'schooling,' change the period to a comma and add the following language: 'and two years completed in the Basic Sciences in an accredited college or university which should cover studies of anatomy, chemistry, physiology, pathology, bacteriology, diagnosis and hygiene'."

Which motion was lost.

Senator Matthaei moved to amend Senate Bill No. 105 as follows:

"Section 5, page 3, line 17, strike out after the comma following 'State' all of lines 17, 18, 19 and 20 including 'examination' and insert in lieu thereof: 'But this shall not permit the licensee to prescribe and administer to any person any medicine or drug except anesthetics or petuitrin necessary in the practice of obstetrics'."

Which motion was lost.

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Plath
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Gronvold	Stucke
Drew	Jones	
Eastgate	Porter	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Indergaard	Plath
Cain	Jones	Porter
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Lynch	Stucke
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Fine	Marshall	Watt
Fowler	Miklethun	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Drew	Trout
Burkhart	Matthaei	
Brunsdale	Tinnes	

Absent and not voting:

Messrs.	Messrs.
Handley	Martin
Kamrath	

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

Senator Watt moved that further consideration on Senate Bill No. 256 be indefinitely postponed.

Which motion was seconded.

Senator Fine demanded a roll call.

Senator Watt withdrew his motion.

Senate Bill No. 256. A Bill for an Act to provide funds and raise revenue for the purpose of purchasing one hundred million bushels of wheat; to create a Board of Wheat Control; and to prohibit the planting of a single acre of wheat in North Dakota during 1933.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 24; nays, 21; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Miller
Dubay	Indergaard	Patten
Erickson, Divide	Jones	Regeth
Erickson, Kidder	Larson	Simonson
Fine	Lind	Stucke
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson
Hamilton	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Gronvold	Porter
Brostuen	Lynch	Tinnes

Messrs.	Messrs.	Messrs.
Cain	Marshall	Trovatten
Drew	Miklethun	Watt
Eastgate	Murphy	Whelan
Field	Olson	Whitman

Absent and not voting:

Messrs.	Messrs.
Burkhart	Kamrath
Brunsdale	Martin

So the bill was declared lost.

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miklethun
Brostuen	Indergaard	Miller
Burkhart	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Regeth
Fine	Lind	Simonson
Fredrickson	Magnuson	Trout
Greene	Marshall	Thorson
Hamilton	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bonzer	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Drew	McDonald	Whelan
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Stucke
Martin	Tinnes

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

Senator Fine moved that the Senate do now recess until 7:30 p. m. tonight.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: A. L. Morris, Ryder; E. P. Christianson, Minot; Wm. Murrey, Fargo; Lawrence J. Mero, C. B. Visness, Grand Forks; Lewis Tveit, V. D. Marshall, Forbes; J. E. D. Brown, Lee Bayer, Lewis Stewart, Ellendale; Alfred Welander, Mr. Hitchens, John G. Nelson, Fullerton; Mrs. Clara Luehrs, Bismarck; Wm. Stern, Fargo; Mr. Geiss, Chicago; A. J. Rulon, Dave Brockman, Morris Severn, Dr. Bert Nierling, McClelland Whipkey, Noel Solien, Jamestown.

SIDNEY A. PAPKE,
Secretary.

FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 22, 1933.

The Senate was called to order at 7:30 o'clock P. M., pursuant to recess taken, the President, O. H. Olson, presiding.

The President announced the Senate was on the Eighth Order of Business.

UNFINISHED BUSINESS

THIRD READING OF SENATE BILLS

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes

Messrs.	Messrs.	Messrs.
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Field	Magnuson	Whitman
Fine	Marshall	Whelan
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Trout
Eastgate	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Watt
Cain	Matthaei	
Hamilton	Plath	

So the bill passed and the title was agreed to.

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Brostuen	Gronvold	Patten
Burkhart	Hamilton	Plath
Brunsdale	Handley	Regeth
Cain	Indergaard	Simonson
Drew	Jones	Stucke
Dubay	Kamrath	Tinnes
Erickson, Divide	Larson	Trovatten
Erickson, Kidder	Lynch	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Miklethun	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Porter	Thorson
Lind	Trout	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Matthaei
Martin	Miller

So the bill passed and the title was agreed to.

Senator Bonzer moved that further consideration on Senate Bill No. 132 be indefinitely postponed.

Which motion was lost.

Senate Bill No. 132. A Bill for an Act to amend and reenact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Brunsdale	Larson	Plath
Cain	Lind	Porter
Drew	Lynch	Regeth
Dubay	McDonald	Trout
Eastgate	Magnuson	Trovalten
Fine	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Burke	Jones	Tinnes
Erickson, Kidder	Kamrath	Thorson
Field	Simonson	Wog
Fowler	Stucke	

Absent and not voting:

Messrs.
Atkins
Martin

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 22, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Bill No. 15. 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.

Also,

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product

Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Also,

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund,"

and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Concurrent Resolution No. 7. A Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement

Also,

House Concurrent Resolution No. 11.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Bangert moved that further consideration on Senate Bill No. 289 be indefinitely postponed.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy
Burkhart	Kamrath	Olson
Cain	Larson	Porter
Drew	Lynch	Regeth
Dubay	McDonald	Simonson
Field	Magnuson	Stucke
Fine	Marshall	Whelan
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Tinnes
Brunsdale	Indergaard	Trout
Erickson, Divide	Jones	Thorson
Erickson, Kidder	Lind	Trovatten
Eastgate	Patten	Watt
Fowler	Plath	Whitman

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Erickson of Kidder asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson of Kidder moved that the Senate reconsider action taken on Senate Bill No. 315.

Which motion prevailed.

Senator Erickson moved that Senate Bill No. 315 be made a special order of business for 10:00 o'clock tomorrow morning.

Which motion prevailed.

Senator Greene moved that Senate Bill No. 249 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved to amend Senate Bill No. 314 as follows:

Section 1, line 6 of the printed bill, strike out the figures "\$375,000" and insert in lieu thereof the figures "\$500,000"; in the same line beginning with the word "the" strike out the language in lines 6, 7, 8 and 9 down to and including the words "January, 1935"; also strike out the emergency clause.

Which motion prevailed.

Senator Fine moved that the rules be suspended and that Senate Bill No. 314, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

- | | | |
|------------------|-----------|-----------|
| Messrs. | Messrs. | Messrs. |
| Bangert | Hamilton | Patten |
| Bonzer | Handley | Plath |
| Brostuen | Kamrath | Porter |
| Burkhart | Larson | Stucke |
| Dubay | Lind | Trout |
| Erickson, Divide | Lynch | Thorson |
| Erickson, Kidder | McDonald | Trovatten |
| Eastgate | Magnuson | Watt |
| Field | Marshall | Whelan |
| Fine | Miklethun | Whitman |
| Fowler | Miller | Wog |
| Fredrickson | Murphy | |
| Greene | Olson | |

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Drew	Matthaei
Brunsdale	Gronvold	Regeth
Cain	Indergaard	Simonson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Martin	Tinnes

So the bill passed and the title was agreed to.

Senator Bangert explained his vote as follows:

"I am going to vote 'aye' on this bill with the understanding that it is my candid opinion that the act is unconstitutional."

Senator Fine explained his vote as follows:

"I realize that taking this amount of money out of the Hail Fund is seriously cutting into the funds of that department but inasmuch as there must be some way found to rehabilitate the sinking fund for the bonds in the Bank of North Dakota, it seems necessary at this time to take the step, and I therefore vote 'aye'."

Senator Cain moved that Senate Bill No. 302 be made a special order of business for 10:15 o'clock tomorrow morning.

Which motion prevailed.

Senator Bangert moved that Senate Bill No. 296 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 250 be placed at the foot of the Calendar.

Which motion prevailed.

The President announced that the Senate was on the Thirteenth Order of Business.

THIRD READING OF SENATE BILLS

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Atkins	Porter
Brunsdale	Whelan

Absent and not voting:

Messrs.	Messrs.
Gronvold	Martin
Hamilton	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

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

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

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

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees

and defining their duties, and prescribing penalty for misrepresentation.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Martin

So the bill passed and the title was agreed to.

Senator Magnuson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Magnuson asked unanimous consent to introduce a bill.

The request was ruled unconstitutional.

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.
Regeth	Whelan

Absent and not voting:

Messrs.	Messrs.
Martin	Whitman

So the bill passed and the title was agreed to.

Senator Burkhart moved that Senate Bill No. 333 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Stucke moved that further action on Senate Bill No. 104 be indefinitely postponed.

Which motion prevailed.

Senator Bonzer moved to amend Senate Bill No. 323 as follows:

Change the Bank Manager's salary from \$4,000.00 to not to exceed \$5,000.00.

Which motion was lost.

Senator Greene moved to amend Senate Bill No. 323 as follows:

That the section providing for the 20% reduction on all salaries under \$100.00 be amended to read 10%.

Which motion prevailed.

Senator Greene moved that the rules be suspended and that Senate Bill No. 323, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Porter
Brostuen	Hamilton	Regeth
Burkhart	Handley	Simonson

Messrs.	Messrs.	Messrs.
Brunsdale	Indergaard	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Jones	Patten
McDonald	Plath

Absent and not voting:

Messrs.
Martin

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

Senator Erickson of Kidder moved that Senate Bill No. 263 be placed at the foot of the Calendar.

Which motion was lost.

Senator Bangert moved to amend Senate Bill No. 263 as follows:

Section 5, strike out the word "nine" and insert in lieu thereof the word "four."

Section 7, strike out everything after the first line and insert in lieu thereof "and shall be delivered to his place of abode by United States mail."

Strike out all of Section 8 and insert in lieu thereof "No orders shall be received otherwise than through the United States mail."

Section 9, after the word "home" in line 3, strike out all the balance of that Section.

Which motion was lost.

Senator Greene moved to amend Senate Bill No. 263 as follows:

Section 5, in the last line following the word "Sunday" strike out the period, add a comma and the words "legal holidays."

Which motion prevailed.

Senator Erickson moved to amend Senate Bill No. 263 as follows:

Add the following to the amendment of Senator Greene: "this shall mean that the front door, the side door and the rear door shall all be locked."

Which motion was lost.

Senator Miklethun moved to amend Senate Bill No. 263 as follows:

Section 5, line 3, insert the word "six" in place of the word "nine."

Which motion was lost.

Senator Fine moved to amend Senate Bill No. 263 as follows:

Section 4, line 6, after the word "surety," add the words "or United States government bonds or bonds of the State of North Dakota."

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and that Senate Bill No. 263, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Regeth
Cain	Larson	Simonson
Dubay	Lynch	Stucke
Fowler	Martin	Trout
Greene	McDonald	Trovatten
Gronvold	Matthaei	Whelan
Hamilton	Miller	Whitman
Indergaard	Plath	Wog
Jones	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Miklethun
Bangert	Field	Murphy
Brostuen	Fine	Olson
Burkhart	Fredrickson	Patten
Brunsdale	Handley	Tinnes
Drew	Lind	Thorson
Erickson, Divide	Magnuson	Watt
Erickson, Kidder	Marshall	

So the bill passed and the title was agreed to.

Senator Bonzer moved that the vote by which Senate Bill No. 263 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Brostuen: "When I came down here and entered upon my duty as a member of this body, I subscribed to an oath of office and I pledged myself to support and defend not only the Constitution of the State of North Dakota, but also the Constitution of the United States of America. The 18th Amendment is still a part of the United States Constitution and therefore if I vote for this measure it would be a violation of my own oath and therefore I vote nay."

Senator Burkhart: "I have seen in my experience and life, almost every form of liquor control. I have gone through many experiences in regard to the sale of liquor and as I became a more mature man I made a solemn vow that I would never give my consent to the sale of intoxicating liquor. I am going to stay by that vow at this time and I vote nay."

Senator Erickson of Divide: "Inasmuch as my district voted to retain the dry laws in the State Constitution, I vote nay."

Senator Erickson of Kidder: "I was raised in the State of Wisconsin in the days of saloons and, as a lumberjack, spent my hours in the saloons. When the front door was closed, I always found the rear door was open. I voted for the legalized sale of cigarettes and today even young girls are smoking and I for one will not be a party to legalizing the sale of intoxicating liquors and the further ruin of the young folks just to increase the revenue. I vote nay for it is evident that they do not want the doors locked after closing time as I proposed to do by my amendment. I vote nay."

Senator Greene: "I was reared in a town that had 86 saloons and I certainly will not vote for the wide open repeal. I will not vote for House Bill No. 76 whether this bill passes or not. However, I am very much opposed to the farce

which we now have nicknamed 'Prohibition.' I believe this bill provides a medium between the two extremes which might be well worth while trying out for the State for that part of the next two years as may be available to this bill and I therefore vote aye."

Senator Jones: "I want to say that I have worked as a contractor for 27 years in the City of Minot, and I want to be known as dry. I have never employed men who drank or never used my influence by voting for a man whom I thought would favor the liquor law. I came down here to represent my district and inasmuch as my district went over 2,000 wet, I feel the only true form of democracy is when you get each vote direct from the voter and therefore I vote aye."

Senator McDonald: "I am not a user of intoxicating liquor. No man or woman has ever seen me the worse of liquor. I have always believed in majority rule, and I am trying to represent my county here in the Senate at this time. Burleigh County voted on the 8th of November 1,735 majority wet, therefore I vote aye."

Senator Tinnes: "I want to record the fact that I am personally in accord with the views expressed by Senators Bangert, Brostuen and Burkhart. Furthermore, I believe my district voted dry. I vote no."

Senator Hamilton moved that Senate Bill No. 273 be made a special order of business for 10:30 o'clock tomorrow morning.

Which motion prevailed.

Senate Bill No. 332. A Bill for an Act to raise revenue for the common and rural schools of the State by imposing a tax upon kerosene, distillate, fuel oil and all motor fuel, except gasoline, distributed and sold within the state; and providing for the distribution of such revenue; and fixing a penalty for the violation of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 27; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Fredrickson	Marshall
Bonzer	Greene	Matthaei
Burkhart	Hamilton	Miller
Dubay	Indergaard	Regeth
Eastgate	Jones	Stucke
Field	Lind	Wog
Fine	McDonald	
Fowler	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Porter
Brostuen	Larson	Simonson
Brunsdale	Lynch	Tinnes
Cain	Martin	Trout
Drew	Miklethun	Thorson
Erickson, Divide	Murphy	Trovatten
Erickson, Kidder	Olson	Watt
Gronvold	Patten	Whelan
Handley	Plath	Whitman

So the bill was declared lost.

Senator Plath moved that the vote by which Senate Bill No. 332 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was declared lost.

EXPLANATION OF VOTES

Senator Brostuen: "In view of the fact that Bill 315 has been revived and that we also have Bill 335 before us, I believe we should not raise the revenue by placing a sale tax on the farmers products. I vote nay."

Senator Handley: "In view of the fact that I was sent here to lower taxes and I have always labored under the opinion that the farmer was burdened with taxes, I am going to vote nay on this bill."

Senator Lind: "I am not in favor of this bill. Until I find out where we can get some other revenue, I vote aye."

Senator Regeth: "I dislike to vote for this kind of a tax because the farmers will have to stand for the majority of it. Nevertheless, there seems to be no other place to raise revenue outside of a sales tax, which I am opposed to, so I vote aye."

Senator Thorson: "I vote nay on this bill. I figure it is an unfair bill and an unfair tax because it is on the farmer only."

Senator Fine: "I vote aye because of the exigency of the rural schools and this provides some means to help maintain them."

Senator Bonzer: "As I understand this, this tax is purely for the purpose of raising funds for common schools. If that be the case, and there is no other ways and means to raise the money, I am going to vote aye."

Senator Watt: "I am going to vote nay because it is putting an additional tax on the farmer. We voted last night on a tax on moving picture shows which would be contributed largely by people in the city; that tax was not per-

mitted to go on but when it comes to putting a tax on the farmer, you are all right there. I vote no."

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Handley

So the bill passed and the title was agreed to.

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Kamrath	Porter
Burkhart	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Tinnes
Erickson, Kidder	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Watt
Fredrickson	Miklethun	Whelan
Greene	Miller	Whitman
Hamilton	Olson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Cain	Gronvold
Brunsdale	Eastgate	Murphy

Absent and not voting:

Messrs.

Jones

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

Senator Fine moved to recess until 9:00 o'clock A. M., tomorrow.

Which motion prevailed.

Senate Chamber,
Bismarck, North Dakota,
February 23, 1933.

The Senate re-convened at 9:00 o'clock A. M., pursuant to recess taken, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and

state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

And find the same correctly engrossed.

TOM WHELAN,
Chairman.

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

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of

North Dakota for 1913, relating to the licensing of warehousemen.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

And find them correctly engrossed.

Also,

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Also,

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Also,

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

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

Senator Fine moved that Senate Bill No. 211 be placed at the foot of the Calendar.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Kidder	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman

Messrs.	Messrs.	Messrs.
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Those voting in the negative were:

Messrs.
Eastgate

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Murphy	Trovatten
Indergaard	Tinnes	

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

Senator Erickson of Kidder moved that Senate Bills Nos. 245 and 241 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved that Senate Resolution No. A-6 be adopted.

Senator Eastgate demanded a roll call.

Which demand was not granted.

The motion of Senator Fine prevailed.

Senator Cain moved to amend Senate Bill No. 187 as follows:

Section 1, line 6, page 1 of the printed Bill, strike out the words "Twenty-five" and insert "Fifty". Also in line 24, page 2, strike out "twenty-five" and insert "fifty".

Which motion was lost.

Senator Cain moved to amend Senate Bill No. 187 as follows:

In line 27 of the printed Bill, after the word "resources" add the following: "Provided, however, that the provisions of this Act shall not apply to any city or town having a population in excess of 5,000."

Which motion was lost.

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Patten
Brostuen	Larson	Regeth
Burkhart	Martin	Simonson
Dubay	McDonald	Stucke
Fine	Magnuson	Tinnes
Fredrickson	Marshall	Thorson
Greene	Miklethun	Wog
Indergaard	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Plath
Brunsdale	Handley	Porter
Cain	Jones	Trout
Drew	Lind	Trovatten
Eastgate	Lynch	Watt
Field	Matthaei	Whelan
Fowler	Miller	Whitman
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Erickson, Kidder
Erickson, Divide	

So the bill was declared lost.

Senator Whitman moved that the vote by which Senate Bill No. 187 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was declared lost.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained

by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Also,

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House 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 Motor Vehicle Registration Department.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved that Senate Bill No. 315 be amended by including the amendments adopted by the Standing Committee.

Which motion was seconded.

Senator Miklethun moved for the previous question on Senate Bill No. 315.

Which motion was lost.

THIRD READING OF SENATE BILLS

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Magnuson
Brostuen	Handley	Matthaei
Burkhart	Indergaard	Miklethun
Dubay	Jones	Miller
Erickson, Divide	Kamrath	Olson
Erickson, Kidder	Larson	Stucke
Fowler	Lind	Trout
Fredrickson	Martin	Thorson
Greene	McDonald	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Simonson
Bangert	Lynch	Tinnes
Brunsdale	Marshall	Trovatten
Cain	Murphy	Watt
Drew	Patten	Whelan
Eastgate	Plath	Whitman
Field	Porter	
Fine	Regeth	

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

EXPLANATIONS OF VOTE

Senator Bangert explained his vote as follows:

"Until this bill is amended so as to make it a replacement tax, under the direct mandate of my people, I vote nay."

Senator Brostuen: "In view of the fact that the Senate did not have the time to amend this bill, but with the understanding that the bill will be properly amended in the other house, I vote aye."

Senator Burkhart: "For the same reasons as stated by Senator Brostuen, and for the further reason that I understand that this will be made a replacement tax, I vote aye."

Senator Cain: "If this bill was in lieu of taxes on real estate and personal property and was a replacement tax, I would support it, but since it creates an additional tax in excess of the four mill levy authorized by law and would increase that levy by several million dollars, I vote nay."

Senator Erickson of Kidder: "I am voting 'aye' on this Bill because I am going to set forth every effort I can to make it a replacement tax over in the House."

Senator Fine: "I have always believed that a sales tax is wrong in principle and so far I have been unable to see, since this is aimed to raise additional taxes to take care of an emergency situation, that it is not going to be a replacement tax, I am voting nay."

Senator Fowler: "I am voting aye for this bill on the theory that it is an absolute necessity that we have some form of tax. I am further assured that this bill will be amended so as to be a replacement tax on a reasonable basis and also in the hope that when we come to consider Bill No. 335, we will likewise pass that bill over to the House so they will have both bills to work on. I vote aye."

Senator Greene: "I am between two fires. I am opposed to the principle of the sales tax but so far we have not provided revenue necessary for this State. I am sorry we are right down to within the last four hours of the deadline for getting these bills through. I am going to vote aye on this bill and on No. 335 in the hopes that we may before the last day of the session work out something that is right and reasonable."

Senator Hamilton: This replacement tax is just a camouflage, now that's all. The whole purpose is that it is a painless method of extracting some extra taxes but in this emergency I think we need it and therefore I vote aye."

Senator Jones: "If a sales tax is wrong, then repeal all sales taxes. What about snuff and cigarettes? I am strong for the sales tax, I think it is a fair and just way and therefore I vote aye."

Senator McDonald: "I am opposed to a sales tax of any kind on general principles. However, knowing that this is an emergency, I vote aye."

Senator Miklethun: "In principle I am against a tax of this kind but this is an emergency measure and I feel it my duty to vote for it at this time in the hopes that a proper amendment will be made in the House."

Senator Regeth: "I am opposed to the sales tax because I believe it is a way that the government can use the taxpayers in such a way that they will not know the amount of taxes they are paying. I vote nay."

Senator Stucke: "I am voting aye on this measure in the hopes that some compromise agreement can be reached between Senate Bills Nos. 315 and 335."

Senator Trout: "I have always been opposed to the sales tax, but realizing that there must be some way of raising this revenue, as an emergency measure, I vote aye."

Senator Thorson: "I am also opposed to a sales tax, but, being this is an emergency and being that it is thoroughly understood that it is going to be made a replacement tax over in the House, I vote aye."

Senator Bangert moved that Senate Bill No. 335 be placed at the head of the Calendar immediately following the Special Order of Business.

Which motion prevailed.

Senator Cain moved that further action on Senate Bill No. 302 be indefinitely postponed.

Which motion was seconded.

Senator Burkhart moved as a substitute motion that Senate Bill No. 302 be placed on third reading and final passage.

Which motion prevailed.

Senator Cain moved to amend Senate Bill No. 302 as follows:

In line 5, Section 2, page 2, strike out the words "of five cents (5c) per pound.", and insert in lieu thereof "on the retail price."

Which motion was lost.

Senator Burkhart moved to amend Senate Bill No. 302 as follows:

In line 2 of the title of the printed bill after the word "wort" add "and cereal beverage."

Section 2, page 2, line 6, after the word "pound" add "or all other cereal beverages a tax of 1c for 12 ounce bottles or fraction thereof;

"b. A tax of 2c for 24 ounce or fraction thereof;

"c. A tax of 10c per gallon or fraction thereof in kegs or other containers."

In line 7 under the same sub-section after the word "wort" insert the words "cereal beverages."

The same in Section 3, line 4.

The same in Section 4, line 2.
 The same in Section 6, line 5.
 The same in Section 10, line 3.
 The same in Section 9, line 2.
 The same in line 15, page 6.
 The same in line 19, page 4.
 Which motion prevailed.

Senator Burkhart moved that the rules be suspended and that Senate Bill No. 302, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 2, and 1 passed.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miklethun
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Drew	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fredrickson	Magnuson	Watt
Greene	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Brunsdale	Hamilton	Simonson
Cain	Lynch	Trovatten
Eastgate	Miller	Whelan
Field	Murphy	
Fowler	Plath	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Matthaei

Passed:

Messrs.
 Whitman

So the bill passed and the title was agreed to.

Senator Bangert moved that Senator Whitman be excused from voting on Senate Bill No. 302.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Cain: "I am going to vote nay on this Bill because it is another additional tax on the taxpayers of this State."

Senator Lynch: "I vote nay because this is merely an additional tax imposed and not a replacement tax."

Senator Wog asked unanimous consent to withdraw Senate Bill No. 273.

Which request was granted.

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Marshall
Bangert	Greene	Matthaei
Bonzer	Gronvold	Miklethun
Brostuen	Hamilton	Miller
Burkhart	Handley	Murphy
Brunsdale	Indergaard	Olson
Cain	Jones	Porter
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Whelan
Eastgate	Martin	Whitman
Field	McDonald	Wog
Fowler	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Regeth	Watt
Patten	Tinnes	
Plath	Thorson	

Absent and not voting:

Messrs.

Trovatten

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

EXPLANATIONS OF VOTE

Senator Bangert explained his vote as follows: "I expect to vote aye for Senate Bill No. 335. I realize that it will accomplish practically the same thing as the one I voted against, No. 315, but it is a replacement tax and I am for it. I vote aye."

Senator Brostuen explained his vote as follows: "In order that the House may have the benefit of the provisions of this bill in connection with No. 315, I vote aye."

Senator Fowler moved that Senate Bill No. 334 be placed at the head of the Calendar.

Which motion prevailed.

Senator Bangert moved to amend Senate Bill No. 334 as follows:

Line 54, page 3, change the figures "forty per cent" to "twenty-five per cent."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 334, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 334. A Bill for an Act to amend and reenact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 29; nays, 20; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.

Atkins
Bangert
Brostuen
Burkhart
Cain
Eastgate
Field
Fine
Fowler
Greene

Messrs.

Gronvold
Handley
Jones
Lynch
Martin
McDonald
Magnuson
Marshall
Matthaei
Miller

Messrs.

Murphy
Olson
Patten
Simonson
Stucke
Tinnes
Trout
Trovatten
Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Porter
Brunsdale	Indergaard	Regeth
Drew	Kamrath	Thorson
Dubay	Larson	Watt
Erickson, Divide	Lind	Whelan
Erickson, Kidder	Miklethun	Wog
Fredrickson	Plath	

So the bill passed and the title was agreed to.

Senator Erickson asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson moved that the rules be suspended and Senate Bill No. 316 be placed on the Calendar.

Which motion was seconded.

Senator Simonson arose to a point of order.

The President ruled that the only way Senate Bill No. 316 could be placed on the Calendar was by unanimous consent of the Senate.

Senator Erickson of Kidder moved for an appeal from the decision of the Chair.

A rising vote was taken and the Secretary announced that 30 Senators sustained the ruling of the Chair.

Senator Bangert moved to amend Senate Bill No. 188 as follows:

Line 14, page 2, strike out the word "and" and add a comma; after the word "deposit" insert the following: "and contingent."

Line 18, strike out the word "and"; insert a comma and following the word "deposit", insert the words "and contingent."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 189, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miklethun
Brostuen	Indergaard	Olson
Burkhart	Kamrath	Patten
Dubay	Lind	Regeth
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Wog
Fine	Magnuson	
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Bonzer	Hamilton	Simonson
Brunsdale	Jones	Stucke
Cain	Larson	Tinnes
Drew	Lynch	Trovatten
Eastgate	Matthaei	Watt
Field	Miller	Whelan
Fowler	Murphy	Whitman
Fredrickson	Plath	

Absent and not voting:

Messrs.
Trout

So the bill was declared lost.

Senator Bonzer explained his vote as follows: "I vote nay for this sort of banking is absolutely unsound."

Senator Bangert moved to amend Senate Bill No. 189 as follows:

Page 1, line 6, of the printed bill, strike out the word "hereafter" and the word "organized" on line 7.

Line 23, page 2, strike out commencing with the word "or" and continuing down to the figure "1931."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 189, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Was read the third 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, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Marshall
Brostuen	Indergaard	Miklethun
Burkhart	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Lind	Regeth
Erickson, Kidder	Martin	Simonson
Fine	McDonald	Thorson
Greene	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Bonzer	Gronvold	Porter
Brunsdale	Hamilton	Stucke
Cain	Larson	Tinnes
Drew	Lynch	Trovatten
Eastgate	Matthaei	Watt
Field	Miller	Whelan
Fowler	Murphy	Whitman

Absent and not voting:

Messrs.

Trout

So the bill was declared lost.

Senator Bangert moved to amend Senate Bill No. 213 as follows:

Line 9, page 1 of the printed Bill, strike out the words and figure "one (1) engineer" and after the word "conductor" strike out the word "and" and insert the following: "or pilot and one person".

Strike out the words "one (1) brakeman" and add "qualified to do flagging duties as provided by law."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 213 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Marshall
Bonzer	Hamilton	Miklethun
Burkhart	Handley	Olson
Dubay	Indergaard	Patten
Erickson, Divide	Jones	Regeth
Erickson, Kidder	Kamrath	Stucke
Fine	Martin	Tinnes
Fowler	McDonald	Whelan
Fredrickson	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Brostuen	Larson	Simonson
Brunsdale	Lind	Trout
Cain	Lynch	Thorson
Drew	Matthaei	Trovatten
Eastgate	Murphy	Watt
Field	Plath	Whitman

Absent and not voting:

Messrs.
Miller

So the bill passed and the title was agreed to, and the Emergency Clause was declared lost.

Senator Tinnes explained his vote as follows: "I vote for this bill because I am assured that No. 213, as amended, is a compromise measure satisfactory to both parties concerned. The commercial interests at Grand Forks protested against this bill in its original form."

Senator Bangert moved to amend Senate Bill No. 212 as follows:

Page 2, line 13 strike out the word and figure "four (4)" and insert the word and figure "three (3)"; lines 14 and 15 strike out the words and figure "one (1) fireman."

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 212, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 212. A Bill for an Act to amend Section 3, Chapter 169, Session Laws 1919, the same being an act to promote the safety of employees and travelers in the expeditious movement of freight on railroads by compelling common carries by railroad to properly man such trains;

providing penalty and measuring damages for the violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 20; nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Olson
Burkhart	Jones	Patten
Erickson, Divide	Kamrath	Regeth
Erickson, Kidder	Larson	Stucke
Fine	Martin	Tinnes
Greene	McDonald	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Brostuen	Indergaard	Simonson
Brunsdale	Lind	Trout
Cain	Lynch	Thorson
Drew	Magnuson	Trovatten
Dubay	Marshall	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fowler	Murphy	Wog
Fredrickson	Plath	

So the bill was declared lost.

Senator Tinnes explained his vote as follows: "I vote aye on No. 212 for the reasons given in explaining my vote on No. 213."

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-ession 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Brostuen	Indergaard	Plath

Messrs.	Messrs.	Messrs.
Burkhardt	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simenson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Those voting in the negative were:

Messrs.

Erickson, Kidder

Absent and not voting:

Messrs.

Bonzer

So the bill passed and the title was agreed to.

Senator Greene moved to amend Senate Bill No. 249 as follows:

In the first line of the title, strike out the word "by" and insert in lieu thereof the word "of".

Strike out all of line 2, of the title, and the first three words in line 3 of the title, and insert in lieu thereof the words "Grain bought"; also in line 3 of the title, following the word "unless", insert the following: "The instrument creating"; and strike out the word "are" in line three of the title, and insert in lieu thereof the word "Is".

In line 2 of Section 1, change the word "Brought" to "bought", and strike out the balance of line 2, and all of line 3, and the first 5 words in line 4 in Section 1.

Also, in Section 1, line 4, strike out the words "creating the" and insert in lieu thereof the words "under which an". In Section 1, line 5, strike out the word "was" and insert in lieu thereof the words "is claimed is".

In Section 1, line 6, strike out the words "as provided by law".

In Section 2, line 13, following the word "grown" strike out the period, add a comma, and the following words: "provided, however, this shall not apply to thresher nor labor lien".

Which motion prevailed.

Senator Greene moved that the rules be suspended and that Senate Bill No. 249 as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Cain	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miller	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Porter
Brunsdale	Gronvold	Trovatten
Drew	Miklethun	Whitman

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Matthaei
Bangert	Fowler	Murphy

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Plath
Burkhart	Greene	Porter
Brunsdale	Gronvold	Simonson
Cain	Indergaard	Stucke
Drew	Kamrath	Trovatten
Erickson, Kidder	Larson	Whelan
Eastgate	Lynch	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Lind	Patten
Dubay	McDonald	Regeth
Erickson, Divide	Magnuson	Tinnes
Fine	Marshall	Trout
Hamilton	Miklethun	Thorson
Handley	Miller	Watt
Jones	Olson	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Erickson of Kidder moved that further action on Senate Bill No. 250 be indefinitely postponed.

Which motion prevailed.

Senator Watt moved that further action on Senate Bill No. 333 be indefinitely postponed.

Which motion prevailed.

Senator Fowler moved to proceed with the third reading of Senate Bills and place Senate Resolutions at the foot of the Calendar.

Which motion prevailed.

Senator Bonzer moved that Senate Bill No. 211 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 211. A Bill for an Act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to limit the length of freight and passenger trains and prescribing a penalty for the violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 38; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Greene	McDonald
Burkhart	Hamilton	Stucke
Erickson, Kidder	Handley	
Fine	Jones	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Plath
Bangert	Kamrath	Porter
Brostuen	Larson	Regeth
Brunsdale	Lind	Simonson
Cain	Lynch	Tinnes
Drew	Magnuson	Trout
Dubay	Marshall	Thorson
Erickson, Divide	Matthaei	Trovatten
Eastgate	Miklethun	Watt
Field	Miller	Whelan
Fowler	Murphy	Whitman
Fredrickson	Olson	Wog
Gronvold	Patten	

Absent and not voting:

Messrs.
Martin

So the bill was declared lost.

Senator Bangert explained his vote as follows: "I had what I supposed was an agreement with sufficient Senators to carry Senate Bill No. 212, nevertheless, I am going to vote nay on No. 211."

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout

Messrs.	Messrs.	Messrs.
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Bangert	Patten

Absent and not voting:

Messrs.	Messrs.
Jones	Martin

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

Senator Cain moved to amend Senate Bill No. 245 as follows:

After the word "necessary" in line 5, of Section 3, on page 2, insert the following: "Provided, however, that the State Board of Administration shall not carry out or put into effect any of the provisions of this act if any power and light company now manufacturing and distributing electric current in this State offers within 30 days after the passage and approval of this act, to enter into a contract with the Board of Administration to furnish electric current, power and light for the purposes set forth herein at a price not exceeding two cents per kilowatt for a period of two years or more."

Which motion prevailed.

Senator McDonald moved to amend Senate Bill No. 245 as follows:

"Providing further, that all skilled labor necessary to operate the plant, except fireman, shall be free labor."

Which motion lost.

Senator Cain moved that the rules be suspended and that Senate Bill No. 245, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Was read the third 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, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miklethun
Bonzer	Hamilton	Olson
Burkhart	Indergaard	Patten
Dubay	Jones	Regeth
Erickson, Divide	Kamrath	Stucke
Erickson, Kidder	Magnuson	Trout
Fine	Marshall	Thorson
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Brostuen	Handley	Porter
Brunsdale	Larson	Simonson
Cain	Lind	Tinnes
Drew	Lynch	Trovatten
Eastgate	McDonald	Watt
Field	Miller	Whelan
Fowler	Murphy	Whitman

Absent and not voting:

Messrs.
Martin

So the bill was declared lost.

Senate Bill No. 241. A Bill for an Act to appropriate the sum of two thousand five hundred dollars to re-imburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay an additional rent of twenty-five hundred dollars for such premises in case the said premises were vacated by the State of North Dakota within a period of two years from and after the first day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State government.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Magnuson
Bonzer	Hamilton	Marshall
Brostuen	Handley	Olson
Dubay	Indergaard	Patten
Erickson, Divide	Kamrath	Stucke
Erickson, Kidder	Larson	Thorson
Fine	Lind	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Regeth
Brunsdale	Lynch	Simonson
Cain	McDonald	Tinnes
Drew	Matthaei	Trout
Eastgate	Miller	Trovatten
Field	Murphy	Watt
Fowler	Plath	Whelan
Gronvold	Porter	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Miklethun

So the bill was declared lost.

Senator Watt moved that the vote by which Senate Bill No. 241 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fine moved that the vote by which Senate Bill No. 245 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 245 be again placed upon the Calendar for third reading.

Which motion prevailed.

Senator McDonald moved to amend Senate Bill No. 245 as follows:

“Providing further, that all skilled labor necessary to operate the plant, except firemen, shall be free labor.”

Which motion lost.

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Miller
Burkhart	Indergaard	Patten
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Stucke
Erickson, Kidder	Lind	Tinnes
Fine	Magnuson	Trout
Fredrickson	Marshall	Thorson
Greene	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brostuen	Gronvold	Simonson
Brunsdale	Jones	Trovatten
Cain	Lynch	Watt
Drew	McDonald	Whelan
Eastgate	Murphy	Whitman
Field	Plath	

Absent and not voting:

Messrs.	Messrs.
Martin	Olson

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

Senator Fine moved that the vote by which Senate Bill No. 245 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. C.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.
Hamilton	Olson
Martin	Tinnes

So the Resolution was declared adopted.

Senate Concurrent Resolution T. A resolution regarding the duplication of studies in the North Dakota University and Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 19; nays, 25; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Simonson
Brunsdale	Larson	Stucke
Erickson, Divide	McDonald	Thorson
Fowler	Marshall	Whelan
Greene	Matthaei	Wog
Handley	Miller	
Indergaard	Regeth	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Olson
Bangert	Fredrickson	Patten
Brostuen	Gronvold	Plath
Burkhart	Jones	Tinnes
Cain	Lind	Trout
Drew	Lynch	Watt
Dubay	Magnuson	Whitman
Eastgate	Miklethun	
Field	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Martin	Trovatten
Hamilton	Porter	

So the Resolution was declared lost.

Senate Concurrent Resolution No. E.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bonzer	Indergaard	Regeth
Brostuen	Jones	Simonson
Burkhart	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Fowler	Murphy
Brunsdale	Gronvold	Plath
Cain	Lynch	Porter
Eastgate	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Martin	Trovatten

So the Resolution was declared passed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws

of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

Senate Bill No. 298. A Bill for an Act to tax all associations, corporations, individuals, or groups who engage in furnishing meals or lodging for profit.

Also,

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

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

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Fine moved that the Senate do now recess until 1:45 p. m.

Which motion prevailed.

The Senate reconvened at 1:45 o'clock p. m. pursuant to recess taken, the President, O. H. Olson, presiding.

Senator Brostuen asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Brostuen moved that the vote by which Senate Concurrent Resolution "T" was lost be reconsidered.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 23, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

Also,

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Matthaei moved to amend Senate Concurrent Resolution No. "T" as follows:

I move the following amendments:

In the next to the last line of page 1 of the engrossed resolution strike out the words "multiplicity of".

On page 2, strike out the first eight lines and the words "Dakota at Fargo" in line 9, and substitute in lieu thereof the following language: "Whereas, such duplication of courses of study is very costly to the State of North Dakota".

In line 12, page 2, of the engrossed resolution strike out the words "University of North Dakota" and insert in lieu thereof "North Dakota Agricultural College".

In line 18, page 2, of the engrossed resolution strike out the words "University of North Dakota" and insert in lieu thereof the words "North Dakota Agricultural College".

In line 23, on page 2, strike the following language: "two thus created divisions of" and after the word "University" add the following: "and the Agricultural College."

On page 3, strike out all of the paragraph starting with "that commencing with the School year of 1933-34" and insert in lieu thereof "That commencing with the school year of 1933-34 or as soon thereafter as practicable, the University of North Dakota at Grand Forks and the North Dakota Agricultural College at Fargo," eliminate the duplication of courses so that the University at Grand Forks will offer courses in liberal arts, fine arts, education, business, social sciences, economics, journalism, law, medicine, etc., and with the Agricultural College at Fargo offering courses in agriculture, architecture, engineering, home economics, chemistry, education, pharmacy, and the sciences, etc., or as heretofore set forth."

Strike out all of the last paragraph of the resolution and in lieu thereof insert the following language:

"BE IT FURTHER RESOLVED that it shall be the immediate duty of the Presidents of the University of North Dakota and the Agricultural College acting under the direction of the Board of Administration to so organize and expedite the work of consolidation in their respective institutions as to effect it in full accordance with the intent and spirit of this resolution, and that it shall hereafter be their further duty to so direct the work of the respective institutions as to comply with this resolution."

Senator Brunsdale moved to amend the amendment to Senate Concurrent Resolution No. "T" as follows:

By striking out the paragraph which provides for transferring the School of Pharmacy to the University and leave it with the Agricultural College.

Which motion prevailed.

The question is on the amendment of Senator Matthaei as amended.

Which motion prevailed.

Senator Matthaei moved that the rules be suspended and that Senate Concurrent Resolution No. T, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. T.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Olson
Burkhart	Handley	Regeth
Brunsdale	Indergaard	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	McDonald	Trovatten
Fine	Magnuson	Whelan
Fowler	Marshall	Wog
Fredrickson	Matthaei	
Greene	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Bangert	Martin	Tinnes
Eastgate	Murphy	Watt
Field	Patten	Whitman
Jones	Plath	

Absent and not voting:

Messrs.
Cain

So the resolution was declared adopted.

Senator Simonson moved that the Senate do now adjourn.

Which motion prevailed.

FIFTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 23, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Richardson.

Roll call: All members present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth Day and recommend that the following typographical errors be corrected:

On page 2, 7th line from the bottom, correct the spelling of the word "State."

On page 3, line 21, strike out the letter "I" and insert in lieu thereof the word "It."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Senator Handley presented a petition, signed by Clem J. Cereminski, Geneseo, and 34 others, opposing the proposed raise in the cream station license fee.

Was referred to the Committee on Tax and Tax Laws.

A similar petition was presented, signed by Mrs. L. D. Johnson, Hensel, and 48 others.

Was referred to the Committee on Tax and Tax Laws.

Senator Martin introduced:

Senate Resolution No. A-10.

Senator Martin moved for the adoption of Senate Resolution No. A-10.

Which motion was seconded.

Senator Whelan moved as a substitute motion that Senate Resolution No. A-10 be referred to the Committee on State Affairs.

Which motion prevailed.

Senator Hamilton moved that Senate Resolution No. A-10 be printed in the Journal.

Which motion prevailed.

SENATE RESOLUTION NO. A-10

Introduced by Senator Martin

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

WHEREAS, the people of this State have no control over the price of gasoline and the price thereof is fixed by the Standard Oil Company and others having the financial power to absolutely fix the price, and

WHEREAS, this Senate desires to put some check or limit on prices thus arbitrarily fixed, therefore,

BE IT RESOLVED, that whenever in the judgment of the Governor, after a full survey of the elements entering into the price, it is determined that the price of gasoline at any time, is too high and unwarranted, he is hereby authorized to purchase gasoline produced by independent oil companies, and distribute the same to the users in North Dakota, through the Highway Commission of the State and continue such distribution until the price fixed by the Standard Oil Company and its subsidiaries, is reduced to a level of prices fixed by the Governor.

UNFINISHED BUSINESS

THIRD READING OF RESOLUTIONS

Senate Resolution No. A-8, relating to wages, working hours and unemployment and urging people to patronize local business places.

Senator McDonald moved for the adoption of Senate Resolution No. A-8.

Which motion prevailed.

Senator Cain moved that at the conclusion of First and Second Reading of House Bills, the Senate do adjourn.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Was read the first and second times and referred to the Committee on Warehouses and Grain Grading.

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 15. 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 and second times and referred to the Committee on Appropriations.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Was read the first and second times and referred to the Committee on Banks and Banking.

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Agriculture.

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Was read the first and second times and referred to the Committee on School and Public Lands.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Was read the first and second times and referred to the Committee on Banks and Banking.

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Was read the first and second times and referred to the Committee on Livestock.

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota. Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Was read the first and second times and referred to the Committee on Agriculture.

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Was read the first and second times and referred to the Committee on Banks and Banking.

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Was read the first and second times and referred to the Committee on Education.

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Was read the first and second times and referred to the Committee on Public Printing.

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Was read the first and second times and referred to the Committee on Counties.

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Ways and Means.

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Was read the first and second times and referred to the Committee on Banks and Banking.

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Was read the first and second times and referred to the Committee on Public Printing.

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any

City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Was read the first and second times and referred to the Committee on Insurance.

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Was read the first and second times and referred to the Committee on School and Public Lands.

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 25. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division work of the Agricultural College.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the first and second times and referred to the Committee on Appropriations.

House Bill No. 110. A Bill for an Act Providing that All Persons Acting as Brokers for the Negotiation of Municipal Bonds and Other Securities Issued by the Cities of the State, Shall, in Each Case Where a Sale is Made, Within Ten Days Thereafter, Notify the County Auditor of the County Wherein the Municipality Issuing the Security is Situated, of the Name and of the Last Address of the Purchaser.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House 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 Motor Vehicle Registration Department.

Was read the first and second times and referred to the Committee on Appropriations.

House Concurrent Resolution No. 7.

Was read the first and second times and referred to the Committee on State Affairs.

House Concurrent Resolution No. 11.

Was read the first and second times and referred to the Committee on Federal Relations.

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Was read the first and second times and referred to the Committee on Insurance.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages and Legalizing and Validating Foreclosure Sales Heretofore Made Where No Such Notice of Intention to Foreclose Has Been Given on Mortgages Executed Prior to January 1, 1933.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Was read the first and second times and referred to the Committee on Warehouse and Grain Grading.

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Was read the first and second times and referred to the Committee on State Affairs.

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them.

Was read the first and second times and referred to the Committee on Live Stock.

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Was read the first and second times and referred to the Committee on Banks and Banking.

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Was read the first and second times and referred to the Committee on Tax and Tax Laws.

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Was read the first and second times and referred to the Committee on School and Public Lands.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

W. E. Barene, H. H. Westlie, J. W. Samuelson, M. Aakrann and A. M. Fruh, Minot; Alvin Strutz, Fred Kneeland, Ruben Poindexter, Jamestown.

The President, O. H. Olson, announced that, pursuant to the motion of Senator Cain made and carried, the Senate is now adjourned.

SIDNEY A. PAPKE,
Secretary.

FIFTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 24, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Logee.

Roll Call: All Senators present except Senator Brunsdale.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-first Day After Recess and Fifty-second Day and recommend that the same be corrected as follows:

On page 33, following Senator Bangert's explanation of vote, add the following:

Senator Brostuen: "In view of the fact that the Senate did not have the time to amend this bill, but with the understanding that the bill will be properly amended in the other house, I vote aye."

Senator Burkhart: "For the same reasons as stated by Senator Brostuen, and for the further reason that I understand that this will be made a replacement tax, I vote aye."

Senator Cain: "If this bill was in lieu of taxes on real estate and personal property and was a replacement tax, I would support it, but since it creates an additional tax in excess of the four mill levy authorized by law and would increase that levy by several million dollars, I vote nay."

Senator Erickson of Kidder: "I am voting aye on this bill because I am going to set forth every effort I can to make it a replacement tax over in the House."

On page 33, line 10, add the word "not" between the words "is" and "going".

Add the following paragraph on page 42 following roll call on Senate Bill No. 212:

Senator Tinnes explained his vote as follows: "I vote aye on No. 212 for the reasons given in explaining my vote on No. 213."

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by Seb. Keller, Wellsburg, and 26 others, favoring repeal of the federal 18th amendment.

Was referred to the Committee on Temperance.

Senator Murphy presented a petition signed by A. J. Cullmon, Park River, opposing the chain store tax.

Was referred to the Committee on Tax and Tax Laws.

A petition was presented signed by Mrs. H. P. Ide and 10 other member of the Sorosis Club of Harvey, opposing House Bill No. 76.

Was referred to the Committee on Temperance.

Senator Greene presented a petition signed by O. W. Widmer, Alfred, and 40 others, opposing the chain store tax.

Was referred to the Committee on Tax and Tax Laws.

Senator Handley presented a petition signed by L. O. Hoffman, Rutland, and six others, opposing the raise in the cream station license fee.

Was referred to the Committee on Tax and Tax Laws.

Senator Larson presented a petition signed by W. S. Freeman, Linton, and 24 others, opposing the chain store tax.

Was referred to the Committee on Tax and Tax Laws.

A communication was presented, signed by A. O. Oyan, Werner, urging the passage of Senate Bills Nos. 249 and 251.

Was referred to the Committee on Warehouse and Grain Grading.

Senator Handley presented a petition, signed by Geo. A. Lee, DeLamere, and 29 others, opposing the raise in the cream station license fee.

Was referred to the Committee on Tax and Tax Laws.

A telegram was presented, signed by G. E. Harriman and eight other chiropractic doctors, favoring House Bill No. 117.

Was referred to the Committee on Public Health.

A communication was presented, signed by Congressman O. B. Burtness, relative to his interest in the St. Lawrence Waterway.

The Cass County Taxpayers' Association presented a resolution opposing the issuance of North Dakota bonds.

Was referred to the Committee on Tax and Tax Laws.

The National Aeronautic Association presented a resolution urging certain legislation.

Was referred to the Committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Concurrent Resolution No. "T".

And find the same correctly Engrossed.

TOM WHELAN,
Chairman.

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

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for the time when taxes become due and delinquent, providing for installment payments, penalties and interest,

and providing for redemption from tax sales thereof and repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Also,

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Were delivered to the Governor for his approval at the hour of 2:30 o'clock P. M., February 24, 1933.

TOM WHELAN,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

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

Senator Hamilton moved that the vote by which the report of the standing committee on House Bill No. 54 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the Engrossed Bill, delete "at the time of sale".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be

Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 5 of the engrossed bill, change the word "which" to "whom".

In line 10; after the word "papers", insert the word "if".

In line 14, after the word "improbable" change the period to a comma, and strike the word "then" and after the word "change" strike out the word "shall" and insert in lieu thereof the word "may". In the last line on said page, strike out the word "making", and insert in lieu thereof the word "make" and on page two of the engrossed bill after the word "alimony" insert the following language: "and such orders with reference to minor children, if any,".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "cream" in title, place a period. Strike out the words "and declaring an emergency". Strike out all of Section 2.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, line 12, change the word "title" to read "titles".

Between the words "title and "physician", insert the word "Doctor,".

Strike out "period" after the word "surgeon" and insert "," and add the following words "but may use the title of Doctor of Chiropractic, or D.C."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, after the word "judges", change the period to a comma and add "and declaring an emergency".

After the words "Section 2", insert the word "EMERGENCY".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

Senator Trout moved that all absent Senators be excused.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Jones
Hamilton	

So the bill passed and the title was agreed to.

Senator Stucke moved that further consideration of House Bills Nos. 62 and 63 be laid over for two legislative days.

Which motion prevailed.

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Gronvold	Olson
Bonzer	Indergaard	Patten
Burkhart	Kamrath	Porter
Cain	Larson	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Whitman
Field	Matthaei	
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Lind	Tinnes
Eastgate	Marshall	Trout
Fine	Miklethun	Watt
Greene	Plath	Whelan
Handley	Regeth	Wog

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Jones
Hamilton	

So the bill passed and the title was agreed to.

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Regeth
Burkhart	Kamrath	Simonson

Messrs.	Messrs.	Messrs.
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog
Fowler	Marshall	
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Miller	Thorson
Eastgate	Murphy	Trovatten
Hamilton	Plath	Watt
Jones	Porter	

Absent and not voting:

Messrs.
Brunsdale

So the bill passed and the title was agreed to.

Senator Fowler moved that further consideration of House Bill No. 32 be laid over for two legislative days.

Which motion prevailed.

Senator Magnuson moved that the Senate do concur in the House Amendment to Senate Bill No. 102.

Which motion was seconded.

Senator Murphy moved that further action on House Bill No. 102 be laid over one legislative day.

Which motion prevailed.

Senator Regeth moved that the Senate do concur in the House amendment to Senate Concurrent Resolution No. "K".

Which motion prevailed.

Senator Regeth moved that the rules be suspended and that Senate Concurrent Resolution No. "K", as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Was read the third time.

ROLL CALL

The question being on the final passage of the Resolution,

as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.
Bonzer
Brunsdale

So the resolution was declared passed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Tom Hagen, Hettinger; A. S. Isaacson, Rugby; William Appledorn, Zenith; T. A. Tollefson, Dickinson; Wm. Richardson, Patty Smith, Dorothy Hotchkiss, Gilbert Gullickson, Clyde Hotchkiss, Bernie Boardman, Sanger; Mr. Whitmor, Yucca.

Senator Bangert moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 25, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplin, Rev. Richardson.

Roll Call: All Senators present except Senators Brunsdale Lynch, Porter, Trovatten and Watt.

The President announced that a quorum was present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-third Day and recommend that the same be corrected as follows:

On page 3, line 24, correct the spelling of the word, "concurrent".

On page 13, line 30, correct the spelling of the name, "Sanger".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Whitman presented a telegram from Grand Forks

Trades and Labor Assembly opposing transferring work of Capitol Commission to Board of Administration.

Was read and referred to the Committee on State Affairs.

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title after the word "any" insert the following words: "executive or administrative".

In line 2 of Section 1 after the word "any" insert the words "executive and administrative."

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipalities or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Have had the same under consideration and recommend that the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, between the words "print" and "on" insert the words "or stamp".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Section 1, insert the following language: "Provided, however, that this Act shall not be operative except in favor and on behalf of any owner of such land who shall, within ninety days after the date of the notice of expiration of period of redemption, file with the County Auditor a notice that he desires to take advantage of this Act and the County Auditor, in addition to the notice of expiration of period of redemption usually required by law and as part thereof shall notify such owner of his rights under this Act."

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In the last line of Section 2 of the engrossed bill after the word "coins" insert the words "or tokens".

Also in the last line of Section 3 after the word "remittance" insert the words "of said tax".

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Have had the same under consideration and recommend that the same do pass.

C. W. FINE,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

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

Senator Plath moved that all absent Senators be excused.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 176 be referred to the Committee on Appropriations.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

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

The President announced that the Senate was on the Seventh Order of Business.

Senate Concurrent Resolution No. U. Requesting the Federal Government to provide care, support and education for Indians on Reservations in this state and thus relieve the adjacent communities of the responsibilities of said care.

Was referred to the Committee on Indian Affairs.

Senate Concurrent Resolution No. V. Recommending that the International Peace Garden, Inc., be given the power of Eminent Domain.

Was referred to the Committee on Federal Relations.

TENTH ORDER OF BUSINESS

Senator Murphy moved that the Senate do not concur in the House amendment to Senate Bill No. 102, and that a conference committee be appointed.

Which motion prevailed.

The President appointed Senators Murphy, Magnuson and Fredrickson as such conference committee.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Indergaard moved that the Senate recall House Bill No. 54 from the House.

Which motion was seconded.

Senator Fine moved as a substitute motion that further action on House Bill No. 54 be set aside for the present.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Brunsedale
Watt

So the bill passed and the title was agreed to.

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Cain	Jones	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Stucke	Watt
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Erickson, Kidder	Watt

So the bill passed and the title was agreed to.

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bonzer	Hamilton	Murphy
Bangert	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	Martin	Trout
Field	McDonald	Trovatten
Fine	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Regeth	Thorson

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Watt

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

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.
Atkins	Watt
Brunsdale	

So the bill passed and the title was agreed to.

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.
Brunsdale	Watt

So the bill passed and the title was agreed to.

Senator Fowler moved to amend the Committee Report on House Bill No. 66 by inserting in the last amendment after the word "and" and before the word "such" the word "make".

Which motion prevailed.

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Eastgate	Martin	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McDonald	Miklethun	Olson

Absent and not voting:

Messrs.
Watt

So the bill passed and the title was agreed to.

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Was read the third 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 not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Miller
Bangert	Fowler	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Larson	Regeth
Drew	Lynch	Simonson
Dubay	Martin	Stucke
Erickson, Divide	McDonald	Tinnes
Erickson, Kidder	Marshall	Thorson
Eastgate	Matthaei	Trovatten
Field	Miklethun	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fredrickson	Lind	Whelan
Gronvold	Magnuson	Wog
Kamrath	Trout	

Absent and not voting:

Messrs.
Greene
Watt

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

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.
Watt

So the bill passed and the title was agreed to.

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.

Watt

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

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.
Drew	Jones

Absent and not voting:

Messrs.	Messrs.
Patten	Watt

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

Senator Matthaei moved to amend House Bill No. 117 as follows:

In Section 523a2, line 19, page 2, following the word "work", add "in an accredited college embracing the Basic

Sciences, Physics, Chemistry, Hygiene, Anatomy, Psychology, Pathology, and Diagnosis”.

Which motion prevailed.

Senator Matthaei moved to amend House Bill No. 117 as follows:

In Section 523a4, line 4, page 2 of the printed bill, after the bracket following “period” following “defined”, strike out the entire Section and insert in lieu thereof the following:

“Section 523a4. CHIROPRACTIC DEFINED.) Any chiropractor who has complied with the provisions of this act may adjust by means of manual manipulation only and without the use of instruments any displaced tissue of any kind or nature, and practice physiotherapy, electrotherapy, and hydrotherapy as taught by chiropractic schools and colleges, but shall not prescribe for, or administer to any person, any medicine or drug now or hereafter included in materia medica, to be taken internally or given hypodermically, nor perform any surgery, nor treat simple or compound fractures, except as herein stated, nor practice obstetrics, nor use the title Physician or Surgeon.”

Which motion was lost.

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.
Jones	Porter
Matthaei	Stucke

Absent and not voting:

Messrs.
Bonzer
Watt

So the bill passed and the title was agreed to.

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Martin

Absent and not voting:

Messrs.
Hamilton
Watt

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

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to:

R. A. Swanson, Nash; Arthur Hegraness, Fred Goldstone, D. K. Dike, Grafton; E. G. Gaarder, E. J. Tainter, Park River; Myrtle Larson, Minot; Ed. Ingebretson, Leeds; Mrs. John Anderson, Mrs. E. R. Sinkler, Mrs. Marie Kollman, Minot; Lucille Duffy, Crosby; Mrs. Frank Slupe, Beulah; Clarence Olefson, Bucyrus; Alph Overby, P. E. Solberg, Finley; C. P. Kjelstrup, Parshall; R. S. Ashley, H. S. Selvig, Plaza; J. M. Hanson, Enderlin; Dr. Nochtwey, Dickinson; Wm. Ziemann, Oakes; T. Torkelson, Mr. Fox, Valley City; Judge H. A. Brown, A. J. Scott, Wm. Blair, Henry Holt, Grand Forks; A. C. Pagenkopf, William Robe, Dickinson; O. K. Butts, G. H. Edwards, Jamestown; Mrs. Jack Williams, Fargo.

Senator Magnuson moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 27, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Richardson.

Roll Call: All Senators were present.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fourth Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Telegrams were presented from Dr. R. L. Mason, Killdeer, and Dr. E. B. Uhlman, Williston, and 18 others, favoring House Bill No. 117.

Were referred to the Committee on Public Health.

Senator Miklethun presented a communication from Oscar Gilbertson, Wimbledon, and 2 others, favoring House Bill No. 91.

Was referred to the Committee on Livestock.

Senator Whitman presented a communication opposing Senate Concurrent Resolution T, signed by Agnes M. Rex, Chairman Legislative Committee of American Association of University Women.

Was referred to the Committee on State Affairs.

Senator Lind presented a communication from Hebron Local No. 398, Williston, favoring scrip as a medium of exchange.

Was referred to the Committee on Banks and Banking.

A petition was presented, signed by Stephen Lykken and 21 others from Grafton, Hoople and St. Thomas, opposing chain store tax.

A like petition was presented, signed by A. J. Seim, Valley City, and 20 others.

Were referred to the Committee on Tax and Tax Laws.

Senator Bangert presented a petition, signed by B. J. Trangsrud and 44 others, favoring certain legislation.

Was referred to the Committee on Livestock.

Senator Gronvold presented a telegram, signed by the First State Bank, Silva, opposing Senate Bills Nos. 2 and 228.

Was referred to the Committee on Judiciary.

Senator Gronvold presented a petition, signed by E. Lynne, Silva, and 21 others, opposing a raise in the cream station license fee.

Was referred to the Committee on Livestock.

Senator Field presented a telegram from the Commercial Club of Wahpeton opposing sales tax.

Was referred to the Committee on Tax and Tax Laws.

Senator Martin presented a petition signed by Bruce Glass, Mandan, and 69 others, relative income tax bill.

Was referred to the Committee on Tax and Tax Laws.

Senator Drew presented a petition, signed by J. L. Trueblood, Brocket, and 29 others, relative Senate Bills Nos. 9 and 228.

Was referred to the Committee on Banks and Banking.

Senator Magnuson presented a telegram signed by O. S. Freeman, Souris, and nine others, relative measures detrimental to farmers' interests.

Was referred to the Committee on Tax and Tax Laws.

Senator Atkins moved that the communication from Linus Johnson, Nanson, N. D., be printed in the Journal.

Which motion prevailed.

Nanson, North Dakota,
February 25, 1933.

Hon. O. H. Olson,
Lieutenant Governor,
Bismarck, N. Dak.

Hon. Sir:

The members of the Rolette County Taxpayers' Associa-

tion do not approve of any members of the Senate or Representatives of the House to get paid for days when absent.

We note by the Senate and House Journal some members are absent for several days.

No one has a right to expect a full day's pay without a full day's work. This sets a bad example for other State and County Officials. And we believe it is against the Law of our Land.

ROLETTE COUNTY TAXPAYERS'
ASSOCIATION,

By Linus Johnson, President.

REPORTS OF STANDING COMMITTEES

The Committee on Indians and Indian Affairs made the following report:

Mr. President: Your Committee on Indians and Indian Affairs to whom was referred:

Senate Concurrent Resolution U.

Have had the same under consideration and recommend that the same do pass.

FRANK REGETH, JR.,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Concurrent Resolution No. 7. Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Have had the same under consideration and recommend that the same do pass.

HERMAN THORSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

MESSAGE FROM THE GOVERNOR
State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

February 27, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for the time when taxes become due and delinquent, providing for installment payments, penalties and interest, and providing for redemption from tax sales thereof and

repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Also,

Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

Also,

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Very respectfully yours,

WILLIAM LANGER,
Governor.

Senator Bangert moved that the amendment to House Bill No. 70 by the Committee on Cities and Municipal Corporations be printed in the Journal.

Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and in lieu thereof insert the following:

FOR AN ACT conferring additional powers upon cities; defining the duties and powers of city councils and boards of city commissioners in the exercise, administration, and enforcement of the powers of cities; prescribing the manner in which grants of power shall be construed and exercised; validating certain Acts and Ordinances of municipalities; and repealing conflicting laws.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. GRANT OF SPECIAL POWERS.) The city council or board of city commissioners of each city created,

organized, and existing under the laws of this state shall have and enjoy the following additional powers:

First: To license and regulate the operation of taxicabs, and fix their charges for services rendered wholly within the city.

Second: To regulate, control, or restrict within designated zones or congested traffic districts the use of streets, alleys, or other public ways by various classes of traffic, provided that any municipal regulations shall not be effective as to common carriers licensed by the state under a certificate of public convenience and necessity until such regulations are approved by order of the State Board of Railroad Commissioners.

Third: To license, regulate, and fix the location of any public or private tourist camp within the city.

Fourth: To provide by ordinance for the taking, storage, and disposal of any personal property abandoned or left unclaimed upon the streets, alleys, or other public ways of the city for a period exceeding ten days, and after holding such property for a period of not less than sixty days, to sell same at public sale upon such published or posted notice of not less than ten days before such sale, and at such place, and in such manner as may be provided by ordinance. At any time within six months after such sale the owner of such property shall be entitled to receive from the city the proceeds of the sale of such property, less the necessary expense of taking, storing, and selling the same, upon written application therefor. Upon the sale of such property the city shall be entitled to convey to the purchaser thereof merchantable title thereto by bill of sale. The owner of such property may reclaim same at any time prior to the sale thereof on payment of the necessary expense of taking and storing the same.

Fifth: To prohibit by ordinance the driving of any motor vehicle or other conveyance upon the streets, alleys, or other public ways of the city by any person under the influence of intoxicating liquor, or narcotics, and to punish the offender by a fine of not to exceed one hundred (100) dollars; or by imprisonment not exceeding ninety (90) days, or both such fine and imprisonment.

Sixth: To withdraw from any stream, water course, or body of water within or without the city, or within or without, or bordering upon the State of North Dakota, a supply of water reasonably sufficient for the needs of the inhabitants thereof, and to supply the necessary storage and reserves of water for all other necessary municipal purposes, and to levy and collect reasonable charges for the furnishing of water to the inhabitants of such city; to erect dams upon or across streams, water courses, or bodies of water within or without, or bordering upon the boundaries of the State of North Dakota, and to improve, alter, or protect the bed, banks, or course thereof; to acquire by gift, grant, lease, easement, purchase, or by eminent domain, and to own, oper-

ate, and maintain and improve all lands, structures, power plants, public works, and personal property, whether within or without the state, necessary for the maintenance and conservation of its water supply.

Seventh: Each municipality may use its fire department to attend fires and render assistance to other municipalities within or without the State, or to private property including farm buildings located outside such city limits.

Eighth: To take charge of auditoriums or other property now fully completed, originally purchased or acquired for public use by public subscription, donation, sale of stock, or otherwise, where such auditorium or other property has been abandoned or lost by the original owner or owners, successors or assigns, thereof, and to operate, maintain, repair and keep such property for public use. In the ownership, management, use, or operation thereof the city shall be deemed exercising a governmental function. The original owner or owners, or their successors or assigns, of such property may at any time within three (3) years, after taking effect of this Act, reclaim the property upon payment of the necessary expense actually incurred by the city in the repair and maintenance of such property.

Section 2. No city shall impose any license fee or charge against the producer or grower of any agricultural products grown or produced upon lands located in the State of North Dakota, or in any manner limit or restrict the free sale thereof by such grower or producer, except that the city may adopt reasonable health regulations and ordinances for the inspection and sale of milk and other articles intended for human consumption.

Section 3. Municipalities may, by ordinance, provide for the punishment of any person, firm, or corporation violating any of the provisions of such ordinance notwithstanding that such offence may also be punishable as a public offence by the State of North Dakota. The police magistrate of the city may suspend any sentence imposed during the good behavior of the person so sentenced, or for other reasonable cause.

Section 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products,

Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Livestock made the following report:

Mr. President: Your Committee on Livestock to whom was referred:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Have had the same under consideration and recommend that the same do pass.

ANTON LARSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Have had the same under consideration and recommend that the same do pass.

HERMAN THORSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. W. PATTEN,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 change the number 56 to read "37".

And when so amended recommend the same do pass.

R. W. PATTEN,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Com-

piled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 5, line 5, of the engrossed bill, after the word "appointment" insert the words "and removal".

And when so amended recommend the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

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

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State,

and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

HERMAN THORSON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Have had the same under consideration and recommend that the same do pass.

HERMAN THORSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Have had the same under consideration and recommend that the same be amended as follows:

Section 9, strike out all of Section 9.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Have had the same under consideration and recommend that the same be amended as follows:

In Line 2 of the Engrossed Bill, after the word "sale" insert the following language: "Unless the mortgagor shall consent thereto in writing." At the end of Section 1, after the word: "Elevator" change the period to a colon and insert the following language: "and provided further that if the mortgaged property remains upon the premises the same shall be fed and cared for by the mortgagor at his expense."

In Section 2, Line 4, of the Engrossed Bill, after the word "seized" insert the following language: "unless otherwise agreed to in writing."

In Section 5 of the Engrossed Bill, strike out the words: "Saving clause" and insert in lieu thereof the word: "repeal". In Sections 4, 5 and 6, change the figures "4, 5 and 6" to "3, 4, 5" respectively.

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

J. H. BURKHART,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

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

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

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

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. C. STUCKE,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "desirable" in line 20, page 8, of the printed bill, add the following:

"Provided, however, that in all cases where hospitalization is necessary, in the opinion of the overseer of the poor, upon approval, or subsequent ratification by the county physician and the overseer of the poor, or by the overseer of the poor in counties having no county physician, hospitalization shall be furnished by the county."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Livestock made the following report:

Mr. President: Your Committee on Livestock to whom was referred:

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

ANTON LARSON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

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

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Have had the same under consideration and recommend that the same do pass.

HERMAN THORSON,
Chairman.

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

REPORT OF SELECT COMMITTEE

Senator Bangert moved that consideration of the minority report and the report of the chairman of the Capitol Building Investigating Committee be laid over two legislative days.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 203 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Senator Whitman moved that Senate Concurrent Resolution No. T be recalled from the House.

Which motion was seconded.

Senator Whitman demanded a roll call.

ROLL CALL

The question being on the recall from the House of Senate Concurrent Resolution No. T, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Plath
Burkhart	Jones	Porter
Cain	Lynch	Tinnes
Erickson, Kidder	Martin	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whitman
Fine	Miklethun	
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	McDonald	Whelan
Greene	Matthaei	Wog
Handley	Patten	

Absent and not voting:

Messrs.
Stucke

So the Senate voted to recall the Resolution.

Senator Brostuen moved that House Bills Nos. 62 and 63 be re-referred to the Committee on Highways and Bridges.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. W
Introduced by Senator Bonzer

Senate Concurrent Resolution No. W. Providing for the waiver of the State of North Dakota of its exemption from suit in an action to be commenced by Patterson Hotel Company, a corporation, to recover against the State of North Dakota for rent during a period of seven months from and after the first day of January, 1931, for premises leased to the State of North Dakota, consisting of the second story of that certain building in the City of Bismarck, North Dakota, known as the Patterson Hotel, and to provide that the said Patterson Hotel Company, a corporation, may commence and maintain an action against the State of North Dakota in any of the courts of the State of North Dakota, and to grant to the said Patterson Hotel Company the authority to maintain said action.

Senator Atkins moved that Senate Concurrent Resolution No. W be indefinitely postponed.

Which motion was seconded.

Senator Erickson of Kidder moved as a substitute motion that Senate Concurrent Resolution No. W do pass.

Which motion was seconded.

Senator Cain rose to a point of order against Senate Concurrent Resolution No. W, stating it was not properly before the Senate.

The question was on the substitute motion.

Which motion was lost.

Senator Bonzer demanded a roll call.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution No. W, the roll was called and there were ayes, 19; nays, 26; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Marshall
Bonzer	Kamrath	Olson
Burkhart	Larson	Stucke
Dubay	Lind	Thorson
Erickson, Kidder	Martin	Whitman
Greene	McDonald	
Hamilton	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Brostuen	Handley	Porter
Brunsdale	Jones	Regeth
Cain	Lynch	Simonson

Messrs.	Messrs.	Messrs.
Drew	Matthaei	Tinnes
Eastgate	Miklethun	Trovatten
Field	Miller	Watt
Fowler	Murphy	Whelan
Fredrickson	Patten	

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Trout
Fine	Wog

So the resolution was declared lost.

Senator Watt moved that the vote by which Senate Concurrent Resolution No. W was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Also,

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Also,

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Also,

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Also,

Senate Bill No. 85. A Bill for an Act to amend and reenact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Also,

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Also,

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Also,

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Com-

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Which the House has amended.

Also,

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and

re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Which the House has passed unchanged.

Also return:

Senate Concurrent Resolution No. K, relating to the naming of the bridge now being constructed at Elbowoods.

Which the Speaker has signed.

Also,

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Representatives Owings, Holte and Stoa.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Greene	Magnuson
Brostuen	Hamilton	Marshall
Burkhart	Indergaard	Matthaei
Brunsdale	Jones	Miller
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Field	Martin	Trout
Fredrickson	McDonald	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Regeth
Bangert	Lynch	Tinnes
Cain	Miklethun	Thorson
Drew	Murphy	Trovatten
Eastgate	Olson	Watt
Fowler	Plath	Whelan
Gronvold	Porter	Whitman

Absent and not voting:

Messrs.
Fine

So the bill passed and the title was agreed to.

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 37; nays, 12; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Patten
Bonzer	Jones	Regeth
Brostuen	Kamrath	Simonson
Burkhart	Larson	Stucke
Brunsdale	Lind	Tinnes
Drew	Martin	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Watt
Erickson, Kidder	Marshall	Whelan
Fine	Matthaei	Whitman
Greene	Miklethun	Wog
Hamilton	Miller	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Cain	Fredrickson	Plath
Eastgate	Gronvold	Porter
Field	Lynch	Trovatten

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

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Was read the third 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, 0; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Miklethun	Olson

Passed:

Messrs.
Bonzer

So the bill passed and the title was agreed to.

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.
Patten

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

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Whelan

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

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	Martin	Trout
Field	McDonald	Trovatten
Fine	Magnuson	Whitman
Fowler	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Thorson	Whelan
Plath	Watt	

So the bill passed and the title was agreed to.

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Magnuson
Brostuen	Gronvold	Marshall
Burkhart	Hamilton	Matthaei
Brunsdale	Handley	Miklethun
Cain	Indergaard	Miller
Dubay	Jones	Murphy
Erickson, Divide	Kamrath	Olson
Erickson, Kidder	Larson	Porter
Eastgate	Lind	Simonson
Field	Lynch	Stucke
Fine	Martin	Trout
Fowler	McDonald	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Plath	Watt
Bonzer	Regeth	Whelan
Drew	Tinnes	Wog
Greene	Thorson	
Patten	Trovatten	

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

Senator Gronvold moved that the vote by which House Bill No. 152 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Greene moved to amend House Bill No. 154 as follows:

Place the quotation marks before and after the words "Dakota Maid" instead of before the word "Buy" and after the word "flour".

Which motion was seconded.

Senator Miklethun moved, as a substitute motion, to amend House Bill No. 154 as follows:

Strike out line 6, Section 1, and insert in lieu thereof the following language: "Buy State Mill Flour".

Which motion was seconded.

Senator Eastgate moved that further action on House Bill No. 154 be deferred to the last Legislative day.

Which motion was lost.

The question was on the substitute motion by Senator Miklethun.

Which motion was lost.

The question was on the motion by Senator Greene.

Which motion prevailed.

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Whelan

Messrs.	Messrs.	Messrs.
Fredrickson	Marshall	Whitman
Greene	Miklethun	Wog
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Eastgate	Murphy	
Field	Plath	

Absent and not voting:

Messrs.
Matthaei

So the bill passed and the title was agreed to.

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereof for Approval.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North

Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Erickson, Kidder

So the bill passed and the title was agreed to.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth

Messrs.	Messrs.	Messrs.
Cain	Larson	Simonson
Drew	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Those voting in the negative were:

Messrs.
Dubay
Thorson

So the bill passed and the title was agreed to.

Senator Lynch asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Lynch moved that the vote by which House Bill No. 127 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Lynch moved that House Bill No. 127 be placed on the calendar.

Which motion prevailed.

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	McDonald	Trout
Eastgate	Magnuson	Trovatten

Messrs.	Messrs.	Messrs.
Field	Marshall	Watt
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drew	Kamrath	Thorson
Erickson, Kidder	Martin	Whelan

Absent and not voting:

Messrs.	Messrs.
Greene	Simonson

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

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Patten
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Stucke
Dubay	Lind	Timnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Fine	Magnuson	Watt
Fredrickson	Marshall	Whelan
Greene	Matthaei	Whitman
Gronvold	Miklethun	Wog
Hamilton	Miller	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Drew	Murphy
Bonzer	Field	Plath
Cain	Fowler	

Absent and not voting:

Messrs.
Simonson

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

EXPLANATION OF VOTES

Senator Bangert: "It seems to me that this Bill is unconstitutional for more than one reason, at least two, if not three reasons. In the first place it covers two subjects, redemption from tax sales and redemption from execution of tax sales. I think that the laws now in effect provide for five years while this law is limited to two years after the taking of effect of this act and I will have to vote nay."

Senator Brostuen: "I am not a lawyer and I do not know whether or not this act is constitutional but it is for the protection of the home owners of this state and for that reason I vote aye."

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.
Whelan

Absent and not voting:

Messrs.
Simonson

So the bill passed and the title was agreed to.

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miklethun
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Murphy
Burkhart	Handley	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whitman
Field	Magnuson	Wog
Fowler	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Regeth	Whelan
Indergaard	Trout	
Patten	Thorson	

Absent and not voting:

Messrs.
Simonson

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

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Was read the third time.

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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the Resolution was declared adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

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

Also return:

Senate Concurrent Resolution T. A resolution regarding the duplication of studies in the North Dakota University and Agricultural College.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 27, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Matthaei asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

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

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion was lost.

Senator Fine moved that House Bill No. 119 be placed on the calendar for tomorrow.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend the same be amended as follows:

Amend title to read as follows: "For an Act to amend and re-enact Sections 1, 2, and 3 of Chapter 228, Session Laws of North Dakota for the year 1931.

In Line 1, of the engrossed bill, after the word "That" insert the following language: Sections 1, 2, 3, etc.

In Section 2, Line 10, strike out the words "no free storage".

And when so amended recommend the same do pass.

E. E. GREENE,
Chairman.

Senator Greene moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hamilton asked unanimous consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that the vote by which Senate Concurrent Resolution No. T, which was recalled from the House, was passed be reconsidered.

Which motion prevailed.

Senator Matthaei moved that further action on Senate Concurrent Resolution No. T be laid over for one legislative day.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Oscar Chapant, Walhalla; Fred Cavett, Martin Rugnelson, E. C. Henderson, Enderlin; Otto Dettlin, Thomas Clifford, Frank Sullivan, Langdon; R. C. McGee, Ed Bertrum, Leo Wagner, P. S. Stroh, Clifford Anderson, Mr. Sunde, Valley City; Martin Aas, New Rockford; Ben Schmid, Lars Alme, Barlow; A. R. Josund, Cathay; J. H. Noakes, Mrs. J. H. Noakes, Mandan; Dorothy Constans, Hazel Verry, Minot; Oscar Zimmerman, Mr. Murphy and Ethel Nagel, Jamestown; August Dockter, Streeter.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 28, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Roe.

Roll Call: All Senators present except Senator Jones.

The President announced that a quorum was present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth Day and recommend that the same be corrected as follows:

On page 1, strike out the heading "Fifty-fifth Day" and insert in lieu thereof the words, "Fifty-sixth Day".

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

Senator Field moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Telegrams were received from Dr. O. Enget, Powers Lake and 35 others and J. W. McCaffey, Bowman and 10 others favoring House Bill No. 117.

Were referred to the Committee on Public Health.

A petition was received from Carroll Olson, Bismarck and 11 others opposing Chain Store Tax.

Was referred to the Committee on State Affairs.

A communication was received signed by Thad Page, Secretary to U. S. Senator Bailey, acknowledging Senate Concurrent Resolution No. B.

Was referred to the Committee on State Affairs.

A communication was presented signed by Victor Ralm, chairman, and two members of the Wood-Roan Post No. 109, The American Legion, Portal, N. Dak., endorsing House Bill No. 293.

Was referred to the Committee on State Affairs.

Telegrams were received from S. M. Hyde, Williston and 2 others, and P. O. C. Johnson, Watford City, opposing House Bill No. 212.

Were referred to the Committee on Tax and Tax Laws.

Senator Regeth presented telegrams signed by John Beck, Zap, and 4 others and 232 employees of the Knife River Coal Mining Company, opposing House Bill No. 167.

Were referred to the Committee on Ways and Means.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also,

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

And find the same correctly Enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Have had the same under consideration and recommend that the same be returned to Senate without recommendation.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Schools and Public Lands made the following report:

Mr. President: Your Committee on Schools and Public Lands to whom was referred:

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Have had the same under consideration and recommend that the same do pass.

E. M. INDERGAARD,
Chairman.

Senator Indergaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the engrossed bill, in the last line, strike out the word "or" and the word "liens" and add, after the word "thresher", the words "or landlord liens".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Have had the same under consideration and recommend that the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, strike out everything after the word "drug" and insert the following: "; prohibiting the sale or gift thereof, providing a penalty for violation and declaring an emergency".

In Section 1, strike out everything after the word "drug" and insert the following: "; and it shall be unlawful for any person, firm, corporation or association to sell, furnish or give away or offer to sell, furnish or give away, or to have in his or its possession, marihuana known by any of its names, botanically or otherwise, or any compound, derivative or preparation thereof.

Insert: "Section 2. PENALTY.) Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed \$500 or imprisonment in the county jail for a period not to exceed 6 months, or by both such fine and imprisonment."

Re-number Section 2 to "Section 3. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: A majority of your Committee on Banks and Banking to whom was referred:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Wherever the words "7%" occur in the Bill strike the words out and insert in lieu thereof the words "8%."

C. N. BRUNSDALE,
A. A. TROVATTEN,
A. W. FOWLER,
J. P. CAIN,
W. D. LYNCH,
Wm. WATT,
O. E. ERICKSON.

And when so amended recommend the same do pass.

The Committee on Banks and Banking made the following report:

Mr. President: A Minority of your Committee on Banks and Banking to whom was referred:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and recommend that the same do pass.

W. E. MARTIN,
NELS P. SIMONSON,
JOHN L. MIKLETHUN,
A. S. MARSHALL,
R. W. PATTEN.

C. W. FINE,
Chairman.

Senator Fine moved that the Minority report be adopted.

Which motion was seconded.

Senator Brunsdale moved, as a substitute motion, that the Majority report be adopted.

Which motion was lost.

Senator Fowler demanded a roll call.

ROLL CALL

The question being on the adoption of the Majority report on House Bill No. 93, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Bangert	Fowler	Tinnes
Bonzer	Gronvold	Trovatten
Brunsdale	Lynch	Watt
Cain	Matthaei	Whelan
Drew	Miller	Whitman
Erickson, Kidder	Murphy	
Eastgate	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Olson
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Fine	Martin	Stucke
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson
Hamilton	Marshall	Wog
Handley	Miklethun	

Absent and not voting:

Messrs.
Jones

So the Majority report was declared lost.

The question was on the adoption of the Minority report.

Which motion prevailed.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. E. ERICKSON,
Chairman.

Senator Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section (b) Line 4, of the engrossed bill, after the letter "B" insert the word "amendment."

In Line 17, between the words "capacity" and "shall" insert the words "or over."

In Line 17, strike out the word "over."

On page 2 of the engrossed bill, Line 12, between the words "cars" and "coming" insert the words "and trucks."

In Line 13, between the words "passenger" and "transportation" insert the words "and freight."

In Line 27, after the word "Hereof," insert the following language: "Such refunds to be made out of the motor vehicle registration fee fund upon the presentation of properly prepared vouchers approved by the State Auditing

Board, and approved by the registrars and all such refunds made shall be deducted from the fees collected for each county where application was made."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Schools and Public Lands made the following report:

Mr. President: Your Committee on Schools and Public Lands to whom was referred:

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Have had the same under consideration and recommend that the same do pass.

E. M. INDERGAARD,
Chairman.

Senator Indergaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. President: Your Committee on Military Affairs to whom was referred:

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Have had the same under consideration and recommend that the same do pass.

S. J. ATKINS,
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on School and Public Lands made the following report:

Mr. President: Your Committee on School and Public Lands to whom was referred:

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. M. INDERGAARD,
Chairman.

Senator Indergaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Mines and Minerals made the following report:

Mr. President: Your Committee on Mines and Minerals to whom was referred:

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Have had the same under consideration and recommend that the same do pass.

ALEX LIND,
Chairman.

Senator Lind moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the engrossed bill, in line 17, strike out the words "but if" and in lieu thereof insert the word "unless."

In line 20, after the word "located" insert the following line: "in which case either by personal service or by registered mail."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. President: Your Committee on Military Affairs to whom was referred:

House Concurrent Resolution No. 4, a resolution requesting Boards of county commissioners of counties having World War Memorial Buildings to furnish meeting places for all veterans' organizations without charge.

Have had the same under consideration and recommend that the same do pass.

S. J. ATKINS,
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the Resolution, strike out the words, "Herbert Hoover, President," and insert in lieu thereof the words, "the President of the United States."

And when so amended recommend the same do pass.

P. J. MURPHY,
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 11.

Have had the same under consideration and recommend that the same be reported to the Senate without recommendation.

D. H. HAMILTON,
ALEX LIND,
NELS MAGNUSON,
O. E. ERICKSON.

A Minority of the Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 11.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. H. PORTER,
G. F. DREW,

P. J. MURPHY,
Chairman.

Senator Murphy moved that the Minority report be adopted, which motion was seconded.

Senator Hamilton moved, as a substitute motion, that the word Majority be substituted for the word Minority.

Which motion was seconded.

Senator Murphy requested that House Concurrent Resolution No. 11 be read in full before further action.

Which request was granted.

Senator Murphy demanded a roll call.

ROLL CALL

The question being on the adoption of the Majority report on House Concurrent Resolution No. 11.

The roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson
Brostuen	Kamrath	Patten
Burkhart	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Martin	Stucke
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Whitman
Greene	Matthaei	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Tinnes
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Drew	Murphy	Whelan
Eastgate	Plath	
Field	Porter	

Absent and not voting:

Messrs.

Jones

So the Majority report was declared adopted.

The Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

Senate Concurrent Resolution No. V.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Lands made the following report:

Mr. President: Your Committee on Public Lands to whom was referred:

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. M. INDERGAARD,
Chairman.

Senator Indergaard moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. P. CAIN,
C. A. MILLER,
A. F. BONZER, Jr.

O. E. ERICKSON,
Chairman.

A minority of the Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
FRANK REGETH, Jr.,
E. M. INDERGAARD.

Senator Tinnes moved that the minority report be adopted.

Which motion was seconded.

Senator Erickson of Kidder moved as a substitute motion that the word majority be substituted for the word minority.

Which motion was lost.

The question was on the adoption of the minority report, which motion prevailed and the minority report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same do pass.

E. E. GREENE,
Chairman.

Senator Greene moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

E. E. GREENE,
Chairman.

Senator Greene moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GUST WOG,
Chairman.

Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,
Chairman.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. S. McDONALD,
A. W. FOWLER,
C. W. FINE,
J. H. BURKHART,
E. M. INDERGAARD,
O. E. ERICKSON,
E. C. STUCKE,
S. J. ATKINS,
A. S. MARSHALL,
F. T. GRONVOLD.

W. E. MATTHAEI,
Chairman.

A minority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary, to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same do pass.

CHARLES G. BANGERT,
J. P. CAIN,
W. D. LYNCH,
C. N. BRUNSDALE,
JOHN G. PLATH,
E. E. GREENE.

Senator Matthaei moved that the majority report be adopted, which motion was seconded.

Senator Bangert moved as a substitute motion the adoption of the minority report.

Which motion was lost.

The question was on the adoption of the majority report, which motion prevailed and the majority report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brostuen moved that the amendment to House Bill No. 102 be printed in the Journal.

Which motion prevailed.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

FOR AN ACT to amend and re-enact Section 7758, Supplement to the 1913 Compiled Laws of North Dakota, relating to the redemption of real estate by the judgment debtor or his successor in interest; and providing for the redemption from and payment of delinquent real estate and personal property taxes, including hail insurance and special assessment taxes, by accepting certain farm commodities in payment for such taxes at approximately 75% of the Cost of Production; and repealing all Acts and parts of Acts in conflict herewith.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. That Section 7758 of the Supplement to the 1913 Compiled Laws of North Dakota be and is hereby amended and re-enacted to read as follows:

Section 7758. REDEMPTION; FILING OF CERTIFICATE.) In no case shall the debtor be required to pay more to effect a redemption than the purchase price with six per cent interest from the day of sale and all taxes and assessments paid with six per cent interest thereon from the date of payment, notwithstanding the fact that he seeks to redeem from the redemptioner. If the debtor redeems, the effect of the sale is terminated and he is restored to his estate. Upon a redemption by the debtor the person to whom payment is made must execute and deliver to him a certificate of redemption acknowledged or proved before an officer authorized to take acknowledgments of conveyances of real property. Such certificate must be filed and recorded in the office of the register of deeds of the county in which the property is situated, and the register of deeds must note the record thereof in the margin of the record of the certificate of sale. In case the debtor redeems from a redemptioner who

has, to effect his redemption, paid liens on the property other than for taxes or assessments, the redemptioner shall be subrogated to all the rights of the former holders of such liens, and the filing of written notices of such redemptions as required by Section 7756 shall constitute notice of the rights of such redemptioner in and to all the liens so held by him as equitable assignee as fully as if formal written assignments thereof had been recorded. All the statutes re-

lating to redemption from execution sales shall govern sales on mortgage foreclosure and these provisions shall apply to all sales hereafter made.

Section 2. All delinquent real estate and personal property taxes, including hail insurance and special assessment taxes for the year 1931, or any prior year, still held by the county, if paid before December 1st, 1933, may be settled for by delivering to the county treasurers of the respective counties the following farm commodities: Wheat, durum wheat, flax, barley, hogs, cattle, lambs and wool, at approximately seventy-five per cent of the cost of production, as hereinafter set forth. Such farm commodities must have been produced or raised in the State of North Dakota and delivered at such points as are designated by the Commissioner of Agriculture and Labor of the state. No person shall buy any such grain from any private or public elevator or warehouse for the purpose of paying his or her taxes.

Section 3. The prices at which such farm commodities shall be received at the designated points of delivery for the payment of taxes shall be as follows: Number one dark northern wheat, or number one amber durum wheat, 75c per bushel; number one flax, \$1.40 per bushel; number two barley, 35c per bushel; top grade cattle, 7c per pound; top grade hogs, 5c per pound; choice lambs, 6c per pound; top grade wool, 18c per pound. Any lower grades than those designated herein shall be received at a price lower in the same proportion and the same per cent spread as the same grades have them on the Minneapolis and South Saint Paul markets.

Section 4. The Commissioner of Agriculture and Labor of the state shall designate certain elevators at advantageous points in every county of the state to which the wheat, durum wheat, flax and barley may be delivered to the county treasurer. In designating such elevators he shall give preference to local elevators that are member agents of the Farmers National Grain Corporation and to co-operative elevators. The grain when so delivered to the county treasurer in payment of taxes shall be sold at the local elevator or shipped to the state mill and elevator at Grand Forks or to some agency of the Farmers National Grain Corporation at some terminal point, by the county treasurer, as directed by the Commissioner of Agriculture and Labor of the state.

Section 5. The Commissioner of Agriculture and Labor of the state shall also arrange with local agencies of the Farmers National Live Stock Marketing Association or with other cooperative live stock associations for the receiving of cattle, hogs, lambs and wool for the county treasurers of the various counties at designated points and on certain fixed dates, which farm commodities when so delivered to the county treasurers in the various counties of the state in payment of taxes shall by him be sold at local auction sale, or shipped to the agent of the Farmers National Live Stock Marketing Association or some other cooperative live stock marketing association at South Saint Paul, Minnesota, or

Sioux City, Iowa, as directed by the Commissioner of Agriculture and Labor of the state.

Section 6. The Commissioner of Agriculture and Labor shall also grade or cause to be graded said farm commodities and shall use great caution in grading so that he will not overgrade.

Section 7. Any person who violates this Act by using commodities not produced or raised within this state or who uses commodities purchased at a private or public elevator or warehouse in payment of taxes shall be guilty of a felony and upon conviction shall be sentenced to the state penitentiary for one year.

Section 6. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Senator Hamilton moved that Senate Concurrent Resolution No. "T" be indefinitely postponed.

Which motion was seconded.

Senator Matthaai moved as a substitute motion that further action on Senate Concurrent Resolution No. "T" be deferred one legislative day.

Which motion was lost.

The question was upon the motion of Senator Hamilton.

Senator Matthaai demanded a Roll Call.

ROLL CALL

The question being on the indefinite postponement of Senate Concurrent Resolution No. "T", the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Marshall
Bangert	Fowler	Miklethun
Bonzer	Greene	Olson
Burkhart	Gronvold	Patten
Cain	Hamilton	Plath
Drew	Indergaard	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trovatten
Erickson, Kidder	Lynch	Whelan

Messrs.	Messrs.	Messrs.
Eastgate	Martin	Whitman
Field	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Matthaei	Trout
Brunsdale	Miller	Thorson
Fredrickson	Murphy	Watt
Handley	Porter	Wog
Kamrath	Regeth	
McDonald	Simonson	

Absent and not voting:

Messrs.
Jones

So the resolution was indefinitely postponed.

Senator Hamilton moved that the vote by which Senate Concurrent Resolution No. "T" was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brostuen asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEES

A majority of the Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Have had the same under consideration and recommend that the same do pass.

WILLIAM KAMRATH,
HERMAN THORSON,
J. H. BURKHART,
W. E. MARTIN,
A. A. TROVATTEN.

ANTON LARSON,
Chairman.

A minority of the Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. A. MILLER,
J. E. EASTGATE,
W. D. LYNCH,
WM. WATT.

Senator Fine moved that the majority report be adopted.

Which motion was seconded.

Senator Watt moved, as a substitute motion, that the word minority be substituted for the word majority.

Which motion was seconded.

Senator Atkins moved that further consideration of House Bill No. 282 be indefinitely postponed.

Which motion was seconded.

The President ruled that the motion of Senator Atkins was out of order being in substance the same as the motion by Senator Watt.

The question was on the adoption of the minority report.

A division was called for.

Which motion was lost.

The question was on the adoption of the majority report, which motion prevailed and the majority report was adopted.

The Committee on Livestock made the following report:

Mr. President: Your Committee on Livestock to whom was referred:

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Section 1, strike out the "period" and insert a "comma" and annex the following: "The buyer shall have the scale upon which the animals are weighed inspected and tested by some duly authorized inspector." Also at the end of Section 9, strike out the "period", insert a "comma" and annex the following: "Or livestock purchased by local dealers for home consumption or trading for merchandise or machin-

ery." Also in Section 10, line 2, strike out the words "without first securing license".

And when so amended recommend the same do pass.

ANTON LARSON,
Chairman.

Senator Larson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Have had the same under consideration and recommend that the same do pass.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Have had the same under consideration and recommend that the same do pass.

J. H. BURKHART,
Chairman.

Senator Burkhardt moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Miklethun moved that the amendment to House Bill No. 249 be printed in the Journal.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the title, strike out the word "Regulatory" and insert the word "Judicial". On page 3 of the engrossed bill under Article 20A of Chapter 5, lines 13 and 14, strike out the words "or similarly designated officers and boards. Also in line 14 strike out the word "either" and insert the word "any". Strike out Section 4 and insert in lieu thereof the following:

Section 4. APPOINTMENT OF INSPECTORS.) The Director of the Regulatory Department shall appoint seven inspectors removable by the Governor at will with or without cause, one of whom shall be a competent auditor and be appointed at large, to act and perform such duties within the purview of this Act as may be prescribed to them by the Director of the Regulatory Department, and six of whom, one from each Regulatory District, such District to be designated by the Director of the Regulatory Department, shall be at the date of his appointment and shall remain for the duration of his appointment as a resident of the Regulatory District in which he may be selected. Before entering upon the performance of his duties as inspector, each of said inspectors shall be required to furnish a bond, the premium thereof to be paid as an expense of said department, in the sum of five thousand (\$5,000.00) dollars for the faithful per-

formance of his duties and the proper accounting of all moneys he may collect, and shall take the proper oath of office. The salary of each of said inspectors shall be fixed by the Director of the Regulatory Department, but in no case shall the salary of the six inspectors appointed for the Regulatory Districts exceed the sum of twenty-four hundred (\$2,400.00) dollars or the salary of the inspector appointed at large exceed the sum of twenty-seven hundred (\$2,700.00) dollars per annum.

At the end of Section 5, annex the following:

Together with subsistence and other expenses actually and necessarily incurred in the performance of their duties.

Strike out Section 10 and insert in lieu thereof:

Section 10. ADDITIONAL DUTIES OF THE REGULATORY DEPARTMENT.) It shall be the duty of the Regulatory Department, at the request made therefor by the State Auditor to the Director of the Regulatory Department, and in the manner prescribed by the Director of the Regulatory Department to make such investigations and inspections as fall within the purview of the duties of the State Auditor.

It shall be the duty of the officers and inspectors of said Regulatory Department to perform at the request made therefor by the Commissioner of Agriculture and Labor of this State to the Director of the said Regulatory Department and in the manner that shall be prescribed by the Director of said Regulatory Department, all inspectory duties that are now imposed by law on the Dairy Commissioner and any other employee of the Commissioner of Agriculture and Labor, and it shall hereafter be unlawful for the Commissioner of Agriculture and Labor or Dairy Commissioner to employ any traveling agent to perform any of said inspectory work.

In Section 15, lines 3 and 4, strike out the words "its passage and approval and" and insert in lieu thereof the words "April 1, 1933".

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chap-

ter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

On page 3 of the engrossed bill, strike out the words "Chief Inspector" in the lines 5 and 6 and insert in lieu thereof the words "Board of Railroad Commissioners". Also in line 6, strike out the word "him" and insert the word "their". Also in lines 9 and 10, strike out the words "State Regulatory Fund" and insert in lieu thereof the words "Scale Inspection Dept. of Railroads Commission Fund". In line 23, strike out "State Regulatory Fund" and insert "Scale Inspection Dept. of Railroads Commission Fund". In line 24 beginning with the word "monthly", strike out the remainder of the section.

Section 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after April 1st, 1933.

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

Senator Burkhart moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Miklethun asked unanimous consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Fine moved that House Bill No. 202 be recalled from the House.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of

1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also,

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least,

once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Also,

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Also,

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

And the President signed the same in the presence of the Senate.

The President announced that the Senate was on the Seventh Order of Business.

MOTIONS AND RESOLUTIONS

Senators McDonald and Fowler introduced Senate Concurrent Resolution No. X relative to disposition of Legislative assembly desks.

Senator McDonald moved that Senate Concurrent Resolution No. X be adopted.

Which motion was unanimously carried and the Resolution was adopted.

Senator Whelan introduced Senate Concurrent Resolution No. Y requesting the State Board of Railroad Commissioners to conduct a hearing relative to charges made for different types of telephones by the telephone companies operating within the State.

Senator Fine moved that Senate Concurrent Resolution No. Y be referred to the Committee on Ways and Means.

Which motion prevailed.

Senator Whelan introduced Senate Concurrent Resolution No. Z directing the State Board of Railroad Commissioners to conduct a hearing relative to charges made by telephone companies for installing telephones.

Which Senate Concurrent Resolution No. Z was referred to the Committee on Ways and Means.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Brostuen moved that the Senate do concur in the House amendment to Senate Bill No. 107.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and that House Bill No. 107 as amended, be considered properly re-engrossed and placed upon the calendar.

Which motion prevailed.

Senator Whelan asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Whelan introduced Senate Concurrent Resolution No. AA requesting Congress to enact legislation providing for the use of farm products in the manufacture of ethyl alcohol.

Senator Whelan moved that Senate Concurrent Resolution No. AA be adopted.

Senate Concurrent Resolution No. AA was unanimously carried and the Resolution was declared adopted.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Fine moved that Senate Bill No. 118 be laid over for one legislative day.

Which motion prevailed.

Senator Bangert moved that Senate Bill No. 120 be laid over for one legislative day.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Indergaard	Olson
Brostuen	Kamrath	Plath
Burkhart	Larson	Porter
Brunsdale	Lind	Regeth
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Handley	Thorson
Erickson, Divide	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Patten	Whitman
Greene	Simonson	
Jones	Trovatten	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Fowler mover that the vote by which House Bill No. 70 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President requested Senator D. H. Hamilton, President Pro Tem, to take the chair.

Senator Drew moved to amend House Bill No. 81 as follows:

Section 3, line 14, page 2, strike out the word "place" and insert in lieu thereof the words "section or locality."

Which motion prevailed.

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Simonson
Erickson, Kidder	Lynch	Trovatten

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Also

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Also,

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Also,

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the House has amended.

Also,

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Concurrent Resolution No. C.

Which the House has passed unchanged.

Also transmit:

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also,

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North

Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten Years, and Declaring an Emergency.

Also,

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 17; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Marshall
Bangert	Greene	Miller
Brostuen	Hamilton	Patten
Burkhart	Handley	Regeth
Cain	Kamrath	Thorson
Dubay	Larson	Trovatten
Erickson, Divide	Lind	Whitman
Erickson, Kidder	Lynch	Wog
Field	Martin	
Fine	McDonald	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Miklethun	Simonson
Brunsdale	Murphy	Stucke
Drew	Olson	Trout
Eastgate	Plath	Watt
Fowler	Porter	Whelan
Gronvold	Indergaard	

Absent and not voting:

Messrs.	Messrs.
Jones	Matthaei
Magnuson	Tinnes

So the bill passed and the title was agreed to, and the Emergency Clause was declared lost.

Senator Burkhart asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEE

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the

Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 6, after the word "Native" insert "North Dakota".

Also, in line 7, after the word "native" insert "North Dakota".

Also, in line 12, after the word "natural" insert "North Dakota".

Also, in line 14, after the word "native" insert "North Dakota".

Also, in line 15, after the word "native" insert "North Dakota".

Also, in line 19, after the word "natural" insert "North Dakota".

Also in line 20, after the word "native" insert "North Dakota".

Also, in line 21, after the words "native" insert "North Dakota".

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

Senator Burkhardt moved that the report be adopted, which motion prevailed and the report was adopted.

The President, O. H. Olson returned to the Chair.

THIRD READING OF HOUSE BILLS

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Jones	Matthaei
Magnuson	Tinnes

So the bill passed and the title was agreed to.

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Jones	Matthaei
Magnuson	Tinnes

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 21; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Patten
Burkhart	Larson	Regeth
Dubay	Lind	Stucke
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Greene	Marshall	Wog
Hamilton	Miklethun	
Indergaard	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Bonzer	Fredrickson	Simonson
Brunsdale	Gronvold	Trovatten
Cain	Handley	Watt
Drew	Lynch	Whelan
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Magnuson	Miller
Jones	Matthaei	Tinnes

So the bill was declared lost.

Senator Cain moved that the vote by which House Bill No. 105 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Senator Hamilton moved that the rules be suspended and House Bill No. 27 be placed at the head of the calendar for today.

Which motion prevailed.

Senator Brostuen moved to amend House Bill No. 27 as follows:

Line 9, strike out the words "and fifty cents".

Line 10, strike out the word "three" and insert in lieu thereof the word "one" and change "dollars" to "dollar".

Which motion was lost.

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Matthaei
Jones	Tinnes

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 28; nays, 17; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonsen
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Trout
Fine	Magnuson	Thorson
Fredrickson	Marshall	Watt
Greene	Miklethun	Wog
Hamilton	Miller	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Brunsdale	Gronvall	Trovatten
Cain	Lynch	Whelan
Drew	McDonald	Whitman
Eastgate	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Tinnes
Jones		

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Martin moved that the vote by which Senate Bill No. 107 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "During the campaign last year it was definitely promised to the people of this state that the State would not engage in private enterprise, and I therefore vote nay."

Senator McDonald explained his vote as follows: "I am opposed to prison made goods being sold on the public market. I have opposed it for the last forty years, I cannot change my mind now. I vote nay."

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the

roll was called and there were ayes, 10; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Burkhart	Fine	Wog
Brunsdale	Fredrickson	
Cain	Gronvold	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Plath
Brostuen	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Fowler	Marshall	Watt
Greene	Miklethun	Whelan
Hamilton	Miller	Whitman
Handley	Murphy	
Indergaard	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Tinnes
Jones	Olson	

So the bill was declared lost.

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Simonson
Bangert	Gronvold	Stucke
Brunsdale	Hamilton	Trovatten
Cain	Lynch	Watt
Drew	McDonald	Whelan
Erickson, Kidder	Marshall	Whitman
Eastgate	Miller	Wog
Field	Plath	
Fowler	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Murphy
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Trout
Fine	Martin	Thorson
Fredrickson	Magnuson	
Handley	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Tinnes
Jones	Olson	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 28, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From

Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also return:

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927; to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

As requested.

Also return:

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also,

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of

1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Plath
Bonzer	Gronvold	Porter
Brostuen	Hamilton	Regeth
Burkhart	Handley	Simonson
Brunsdale	Indergaard	Stucke
Cain	Kamrath	Trout
Drew	Larson	Thorson
Dubay	Lind	Trovatten
Erickson, Divide	Lynch	Watt
Erickson, Kidder	McDonald	Whelan
Eastgate	Magnuson	Whitman
Field	Marshall	Wog
Fine	Miklethun	
Fowler	Miller	

Those voting in the negative were:

Messrs.
Martin
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Olson	Tinnes
Matthaei		

So the bill passed and the title was agreed to.

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan

Messrs.
Fine
Fowler

Messrs.
Matthaei
Miklethun

Messrs.
Whitman
Wog

Absent and not voting:

Messrs.
Jones
Martin

Messrs.
Stucke

Messrs.
Tinnes

So the bill passed and the title was agreed to.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.
Atkins
Bangert
Bonzer
Brostuen
Burkhart
Brunsdale
Cain
Drew
Dubay
Erickson, Burke
Erickson, Kidder
Eastgate
Field
Fine
Fowler

Messrs.
Fredrickson
Greene
Gronvold
Hamilton
Handley
Kamrath
Larson
Lind
Lynch
Martin
McDonald
Magnuson
Marshall
Matthaei
Miklethun

Messrs.
Miller
Murphy
Olson
Patten
Plath
Porter
Simonson
Trout
Thorson
Trovatten
Watt
Whelan
Whitman
Wog

Absent and not voting:

Messrs.
Indergaard
Jones

Messrs.
Regeth
Stucke

Messrs.
Tinnes

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

House Bill No. 146. A Bill for an Act to Amend and

Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Olson
Brostuen	Larson	Patten
Burkhart	Lind	Regeth
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Whelan
Fredrickson	Marshall	Whitman
Greene	Matthaei	Wog
Hamilton	Miller	
Handley	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Simonson
Brunsdale	Fowler	Trovatten
Cain	Gronvold	Watt
Drew	Plath	
Eastgate	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Tinnes
Indergaard	Miklethun	

So the bill passed and the title was agreed to.

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miller
Brostuen	Gronvold	Olson
Burkhart	Hamilton	Patten
Brunsdale	Handley	Porter

Messrs.	Messrs.	Messrs.
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fredrickson	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.
Fowler	Plath
Murphy	Watt

Absent and not voting.

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Miklethun
Bonzer	Jones	Tinnes

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator McDonald asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator McDonald moved that all absent Senators be excused.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miklethun
Bangert	Fredrickson	Miller
Bonzer	Greene	Murphy
Brostuen	Gronvold	Olson
Burkhart	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Brunsdale	Handley	Plath
Cain	Kamrath	Porter
Drew	Larson	Stucke
Dubay	Lind	Trovatten
Erickson, Divide	Lynch	Whelan
Erickson, Kidder	Martin	Whitman
Eastgate	Magnuson	Wog
Field	Marshall	
Fine	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.
Regeth	Thorson
Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Indergaard	McDonald	Tinnes
Jones	Simonson	Watt

So the bill was passed and the title agreed to and the emergency clause was declared carried.

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 26; nays, 18; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Miller
Brostuen	Larson	Olson
Burkhart	Lind	Patten
Dubay	Martin	Regeth
Erickson, Divide	McDonald	Stucke
Fine	Magnuson	Trout
Fredrickson	Marshall	Thorson
Greene	Matthaei	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Handley	Watt
Drew	Lynch	Whelan
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Jones	Tinnes
Indergaard	Simonson	

So the bill passed and the title was agreed to and the emergency clause was declared lost.

Senator Hamilton moved that the vote by which House Bill No. 177 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bangert explained his vote as follows: "At least once or twice before this Session I have voted against similar Resolutions and Acts. It is my candid opinion that the Act would be unconstitutional and there is no provision for enforcing it. I therefore, vote nay."

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson
Bonzer	Handley	Patten
Burkhart	Kamrath	Plath
Brunsdale	Larson	Porter
Cain	Lynch	Regeth
Drew	Martin	Trout
Dubay	McDonald	Trovatten
Erickson, Divide	Magnuson	Thorson
Eastgate	Matthaei	Watt
Field	Miklethun	Whelan
Fine	Miller	Whitman
Fowler	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Stucke
Brostuen	Lind	
Greene	Marshall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Indergaard	Simonson
Hamilton	Jones	Tinnes

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Burkhart explained his vote as follows: "I was very much in favor of this law years ago but it seems to me it is almost out of use at the present time. I do not know of anyone using it and there are more trees being planted up in my country than ever before. I think it is a law of no value so I vote aye."

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Patten
Brostuen	Handley	Plath
Burkhart	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Jones	Tinnes
Indergaard	Simonson	

So the bill passed and the title was agreed to.

Senator Hamilton moved to amend House Bill No. 194 as follows:

Page 2, line 17, printed bill, change 0.150 to 0.225.

Which motion was seconded.

Senator Atkins moved that further action on House Bill No. 194 be laid over one legislative day.

Which motion prevailed.

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Patten
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Indergaard	Regeth
Burkhart	Larson	Stucke
Brunsdale	Lind	Tinnes
Cain	Lynch	Trout
Drew	Martin	Thorson
Dubay	Magnuson	Trovatten
Erickson, Divide	Marshall	Watt
Erickson, Kidder	Matthaei	Whelan
Eastgate	Miklethun	Whitman
Field	Miller	Wog
Fine	Murphy	
Fredrickson	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fowler	Jones	McDonald
Handley	Kamrath	Simonson

So the bill passed and the title was agreed to.

Senator Miklethun moved that the vote by which House Bill No. 202 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Miklethun moved that House Bill No. 202 be referred to the Committee on Cities and Municipal Corporations.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Ed. Walrich, J. A. T. Bjornson, LaMoure; R. B. Gillam, Dr. Weir, Otto Onkrop, R. E. Blenn, William Zander, Albert Janss, A. A. Dinsdale, Edw. Culver, Roy Snell, Mrs. S. L. Carroll, Chas. Eastgate, Dickinson.

Senator Fine moved that the Senate do now recess until 1:30 p. m. tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

The Senate convened at 1:30 p. m. pursuant to recess, the president, O. H. Olson, presiding.

The president announced that the Senate was on the Fifth Order of Business.

REPORT OF THE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined

Senate Concurrent Resolution No. "C".

And find same correctly engrossed.

Also,

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also,

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and

Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Were delivered to the Governor for his approval at the hour of 1:50 o'clock, p. m., March 1, 1933.

TOM WHELAN,
Chairman.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, in line 3, of Section 1, strike out the figures "\$40,000.00" and insert in lieu thereof the figures "\$55,000.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill strike out the figures "\$27,238.00" and insert in lieu thereof the figures "\$29,118.00". Item 1 of the engrossed bill, strike out the figures "\$3,400.00" and insert in lieu thereof the figures "\$4,800.00". Item 2,

strike out the figures "\$8,838.00" and insert in lieu thereof the figures "\$8,568.00". Item 3, strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$8,000.00".

Page 2. Miscellaneous Items: Item 1, strike out the figures "\$700.00" and insert in lieu thereof the figures "\$450.00" and after the word "Total", strike out the figures "\$27,238.00" and insert in lieu thereof the figures "\$29,118.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 15. 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.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public

Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Have had the same under consideration and recommend that the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Section 5, Sub-section 1, strike out the word "five" and insert in lieu thereof the word "two."

Sub-section 2, strike out the word "fifty" and insert in lieu thereof the word "ten."

Sub-section 3, strike out the word "one hundred" and insert in lieu thereof the word "fifteen."

Sub-section 4, strike out the word "fifty" and insert in lieu thereof the word "twenty-five."

Section 8, line 8, strike out the words "gasoline bulk and filling stations."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Have had the same under consideration and return the same without recommendation.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Have had the same under consideration and recommend that the same be amended as follows:

AMENDMENTS OF ENGROSSED BILL

In lines 6, 7, 8, of Section 1, page 1, strike out the words "procuring such gasoline to be shipped into the State of North Dakota and made liable by law for the payment of the tax thereon, and for such importer hereby authorized to make such sale only:" and insert in place thereof the words "from any dealer licensed hereunder to sell tax exempt gasoline for use solely for agricultural purposes only."

In line 11, of page 2, in Section 2, strike out the word "of" and the comma immediately preceding such word.

In line 13, page 2, Section 2, after the word "thereon" and preceding the semi-colon following such word insert the following "or other evidence of such mileage."

After the word "shall" at the end of the last line of page 2, and ahead of the word "be" at the beginning of the top line of page 3, insert the following: "state the total number of gallons of gasoline permitted to be purchased thereunder, and".

In line 3, page 3, strike out the word "duplicates" and insert a comma followed by the words "a duplicate."

At the beginning of line 5, page 3, strike out the word "importer" and insert in lieu thereof the words "dealer licensed hereunder."

Line 11, page 3, after the word "shall" and ahead of the word "show" insert the word "also."

In line 3 of Section 4, page 3, strike out the comma following the word "corporation" and the balance of lines 3 and 4 of such Section and insert in lieu thereof the following "selling gasoline in the State of North Dakota."

In line 5 of Section 4, page 3, strike out the word "to" where it appears immediately preceding the word "sell."

In line 8 of Section 4, page 3, after the word "therefore" and the period following insert the following "each such dealer in gasoline used solely for agricultural purposes, and sold as tax exempt, shall secure a separate dealer's permit for each gasoline station or place of sale of such tax exempt gasoline, from which such tax exempt gasoline is sold by him; and each tank wagon or vehicle, selling such tax exempt gasoline, shall be considered a separate place of sale."

After the word "color" in line 11 of Section 4, page 3, and ahead of the word "the" insert the word "to."

After the comma at the end of line 11, page 4, and ahead of the word "shall" at the beginning of line 12, insert the following: "may be delivered by such licensed dealer in such tax exempt gasoline, to any dealer importing gasoline into the State of North Dakota, and originally liable for the payment of the gasoline tax thereon; and such original receipt."

In line 13, Section 4, page 4, strike out the word "licensed" and insert after the word "dealer" and ahead of the comma the following: "importing gasoline into the State of North Dakota and liable for the tax thereon."

Line 13, page 3, strike out the words "licensed dealer" and insert in place thereof the words "such dealer originally liable for the payment of the gasoline tax thereon."

At the end of Section 7, page 5, add the following: "upon gasoline used for purposes other than solely agricultural and for which under existing laws a rebate of gas tax is provided, such rebate may be obtained in the manner as by law provided."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

Senator Bonzer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

Senator Bonzer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

A. F. BONZER, JR.,
Chairman.

Senator Bonzer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Concurrent Resolution No. Y. A Concurrent Resolution Requesting the State Board of Railroad Commissioners to conduct a hearing relative to charges made for different types of telephones by the Telephone Companies operating within the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. H. BURKHART,
Chairman.

Senator Burkhardt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Concurrent Resolution No. Z. A Concurrent Resolution Directing the State Board of Railroad Commissioners to conduct a hearing relative to charges made by Telephone Companies for installing telephones.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. H. BURKHART,
Chairman.

Senator Burkhardt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKLETHUN,
Chairman.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Have had the same under consideration and recommend that the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass:

L. O. FREDRICKSON,
GUST WOG,
S. S. McDONALD,
W. E. MATTHAEI.

NELS MAGNUSON,
Chairman.

A minority of the Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for

the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Following the word "repealed" in Section 5, annex the following: "Provided, however, that the provisions of this Act shall in no manner affect applications for refunds filed with the Hail Insurance Department pursuant to the provisions of Chapter 171 of the Session Laws of 1931."

J. E. EASTGATE,
J. P. CAIN,
S. J. ATKINS.

And when so amended recommend the same do pass.

Senator Magnuson moved that the majority report be adopted.

Which motion was seconded.

Senator Cain moved as a substitute motion that the word minority be substituted for the word majority.

Which motion was lost.

A division was called for and the motion was thereby declared lost.

Senator Atkins demanded a roll call.

ROLL CALL

The question being on the adoption of the minority report on House Bill No. 212, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Greene	Porter
Bonzer	Gronvold	Trovatten
Brunsdale	Indergaard	Watt
Cain	Lynch	Whelan
Drew	Martin	Whitman
Eastgate	Miller	
Field	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Jones	Olson
Burkhart	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	McDonald	Tinnes
Fine	Magnuson	Trout

Messrs.	Messrs.	Messrs.
Fredrickson	Marshall	Thorson
Hamilton	Matthaei	Wog
Handley	Miklethun	

Absent and not voting:

Messrs.
Patten

So the minority report was declared lost.

The question was on the adoption of the majority report, which motion prevailed and the majority report was adopted.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FIFTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 1, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson presiding.

Prayer by the Chaplain, Rev. Roe.

Roll call: All Senators were present except Senator Patten.

The President announced that a quorum was present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

Senator Field moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

Senator Lind presented a communication, signed by S. M. Hyde, Geo. B. McMillen and W. H. Westergaard, regarding House Bill No. 212.

Was referred to the Committee on Insurance.

Senator Tinnes presented a telegram from C. J. Murphy, Grand Forks, opposing House Bills Nos. 195 and 282.

Was referred to the Committee on Livestock.

A communication was presented, signed by R. E. Hatt, Chairman, Grand Forks County Commissioners, and five others, opposing House Bill No. 289.

Was referred to the Committee on Tax and Tax Laws.

Communications were presented by Thorval Stavens, Hatton, opposing House Bill No. 212.

Was referred to the Committee on Insurance.

Senator Drew presented a petition, signed by Nels Clausen, Devils Lake, and seven others, urging lower taxes.

Was referred to the Committee on Tax and Tax Laws.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 3, page 2, line 5, of the engrossed bill, strike out the “,” after the word “effect,” insert a “,” and add the following: “provided that in the judgment of the Board of Administration, together with the Governor, it is warranted.”

ALBERT DUBAY,
W. S. HANDLEY,
A. S. MARSHALL,
E. C. STUCKE,
NELS MAGNUSON,
C. W. FINE,
O. E. ERICKSON,
J. K. BROSTUEN,

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

A minority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of

the receipts from said sales and appropriation of money for the establishment of said industry.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. A. FIELD,
J. E. EASTGATE,
W. E. MATTHAEI,
F. T. GRONVOLD,
S. J. ATKINS,
P. J. MURPHY,
WM. WATT,
C. N. BRUNSDALE.

Senator Fredrickson moved that the majority report be adopted, which motion was seconded.

Senator Field moved as a substitute motion that the word minority be substituted for the word majority.

Which motion was lost.

The question was upon the adoption of the majority report, which motion prevailed and the majority report was adopted.

A majority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Have had the same under consideration and recommend that the same do pass.

E. C. STUCKE,
O. E. ERICKSON,
C. W. FINE,
ALBERT DUBAY,
J. K. BROSTUEN,
A. S. MARSHALL,
NELS MAGNUSON,
W. E. MATTHAEI,
L. O. FREDRICKSON,
Chairman.

A minority of the Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. A. FIELD,
J. E. EASTGATE,
S. J. ATKINS,
W. S. HANDLEY,
F. T. GRONVOLD,
P. J. MURPHY,
WM. WATT,
C. N. BRUNSDALE.

Senator Fredrickson moved that the majority report be adopted.

Which motion was seconded.

Senator Field moved, as a substitute motion, that the word minority be substituted for the word majority.

Which motion was lost.

The question was on the adoption of the majority report, which motion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made the following report:

Mr. President: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

For an Act to amend and re-enact Section 2 of Chapter 138 of the Session Laws of 1929, relating to the Grain Storage Commissioner, and substituting for such commissioner, the Railroad Commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. AMENDMENT.) That Section 2 of Chapter 138 of the Session Laws of 1929 is hereby amended and re-enacted to read as follows:

Section 2. FARM STORAGE COMMISSION.) The Board of Railroad Commissioners of the State of North Dakota, hereinafter referred to as the Commission, shall manage, control and direct to operation of the provisions of this Act, with as full and complete powers in reference thereto as shall be necessary to effectively and expeditiously carry out the objects and purposes of this Act. And all papers, documents, and files, and all office equipment, and all other property of whatsoever nature, now in the possession of the

Grain Storage Commissioner, is hereby transferred to the Board of Railroad Commissioners.

Section 2. REPEAL.) All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 3. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

E. E. GREENE,
Chairman.

Senator Green moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title and insert in lieu thereof the following language: "For an Act to amend and re-enact Section 7731 of the Supplement to the 1913 Compiled Laws of North Dakota."

Strike out all of Section 1 and insert in lieu thereof the following:

"Section 1. AMENDMENT.) That Section 7731 of the Supplement to the 1913 Compiled Laws of North Dakota is hereby amended and re-enacted to read as follows:"

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by

the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title as follows: At the end of said title change the period to a comma and add the following language: "and limiting the time within which actions may be commenced or defenses interposed in relation thereto."

After the enacting clause strike out all of said bill and insert in lieu thereof the following: "Section 1. From and after January 1st, 1934 no action shall be commenced to set aside the foreclosure of a mortgage foreclosed prior to January 1st, 1933 and no foreclosure of a mortgage so foreclosed shall thereafter be set aside and no defense shall be interposed in an action based on the foreclosure of such mortgage by virtue of any defect in the form, substance, service or manner of service of the notice of intention to foreclose such mortgage, and although no Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose such mortgage, and served as provided by law."

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Have had the same under consideration and recommend that the same do pass.

E. M. INDERGAARD,
E. C. STUCKE,
S. S. McDONALD,
A. S. MARSHALL,
J. H. BURKHART,
E. E. GREENE,
C. W. FINE,
O. E. ERICKSON.

W. E. MATTHAEI,
Chairman.

A minority of the Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. D. LYNCH,
J. P. CAIN,
A. W. FOWLER,
JOHN G. PLATH,
S. J. ATKINS,
C. N. BRUNSDALE,
F. T. GRONVOLD.

Senator Indergaard moved that the majority report be adopted.

Which motion was seconded.

Senator Lynch moved, as a substitute motion, that the word minority be substituted for the that of the majority.

Which motion was lost.

The question was on the adoption of the majority report, which motion prevailed and the majority report was adopted.

Senator Bangert moved that consideration of the report of the Capitol Building Investigating Committee be laid over until Friday.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appoint-

ment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 32. A Bill for an Act to Amend and Recedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Which the House has passed unchanged.

Also return:

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Also,

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Also,

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Also,

Senate Bill No. 303. A Bill for an Act to amend and re-enact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Also,

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Also,

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Also,

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Also,

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action

upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency,

Also,

Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

Also,

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Also,

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Also,

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Also,

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Also,

Senate Concurrent Resolution No. L, providing for the loaning of money to the Lehigh Briquetting Co.

Also,

Senate Concurrent Resolution No. M. A Resolution petitioning the Congress of the United States to permit the actual wheat farmer and producers of the United States to make application for and receive their reasonable allowance of the crop production funds made available by the Congress of the United States, and to use such funds for the purpose of buying December wheat at the existing quoted price through the Chicago Board of Trade, the open board of trade of Chicago, the Minneapolis Chamber of Commerce, the Kansas City Board of Trade, the Duluth Board of Trade,

the St. Louis Board of Trade and the Seattle Board of Trade, instead of planting and growing wheat in the crop season of 1933.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Fine moved that House Bill No. 98 be recalled from the House.

Which motion prevailed.

Senator Handley moved that House Bill No. 105 be recalled from the House.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 209 be referred to the Committee on Appropriations.

Which motion prevailed.

Senator Brostuen moved that all absent Senators be excused.

Which motion prevailed.

Senator Brunsdale moved that House Bill No. 277 be laid over for two legislative days.

Which motion was seconded.

Senator Bangert moved, as a substitute motion, that House Bill No. 277 be left on the calendar.

Which motion was seconded.

Senator Fowler demanded a roll call.

ROLL CALL

The question being on the adoption of the substitute motion to retain House Bill No. 277 on the calendar, the roll was called and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Fine	Magnuson	Wog
Greene	Marshall	
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Brunsdale	Gronvold	Porter
Cain	Jones	Simonson
Drew	Lynch	Trovatten
Eastgate	Matthaei	Watt
Field	Miller	Whelan
Fowler	Murphy	Whitman

So the substitute motion was declared carried.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Also,

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Also,

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Also,

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Also,

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within

Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Also

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Also,

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

And the President signed the same in the presence of the Senate.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Brostuen moved that the Senate do not concur in the House amendment to Senate Bill No. 118, and that a Conference Committee be appointed.

Which motion prevailed.

The President announced the appointment of Senators Brostuen, Murphy and Wog as the Senate Conference Committee on Senate Bill No. 118.

Senator Magnuson moved that the Senate do concur in the House amendment to Senate Bill No. 120.

Which motion prevailed.

Senator Magnuson moved that the rules be suspended and that Senate Bill No. 120, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to.

Senator Hamilton withdrew his proposed amendment to House Bill No. 194.

THIRD READING OF HOUSE BILLS

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman

Messrs.	Messrs.	Messrs.
Fowler	Miller	Wog
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.
Indergaard

Absent and not voting:

Messrs.
Greene

So the bill passed and the title was agreed to.

Senator Indergaard explained his vote as follows:

“I am voting no on House Bill No. 194 for the reason that I fear the provisions of this Bill as to sulphur content of the substance, designated as tractor fuel, are too exacting and as such will operate to increase the cost of this fuel to the farmer or tractor owner, whose tractor is designed to successfully burn tractor fuels of higher carbon content.”

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miklethun
Bonzer	Indergaard	Miller
Brostuen	Jones	Olson
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Lynch	Stucke
Fine	Martin	Tinnes
Fredrickson	McDonald	Trout
Greene	Magnuson	Thorson
Gronvold	Marshall	Trovatten
Hamilton	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Watt
Brunsdale	Fowler	Whelan

Messrs.	Messrs.	Messrs.
Cain	Murphy	Whitman
Drew	Plath	
Eastgate	Porter	

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Cain moved that House Bill No. 229 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Plath
Bangert	Jones	Porter
Bonzer	Lind	Stucke
Brunsdale	Lynch	Tinnes
Cain	Martin	Thorson
Drew	McDonald	Trovatten
Dubay	Marshall	Watt
Eastgate	Miklethun	Whean
Field	Miller	Whitman
Fowler	Murphy	Wog
Gronvold	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hamilton	Patten
Burkhart	Handley	Regeth
Erickson, Divide	Kamrath	Simonson
Erickson, Kidder	Larson	Trout
Fine	Magnuson	
Greene	Matthaei	

Absent and not voting:

Messrs.
Fredrickson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Whelan moved that the vote by which House Bill

No. 231 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fine moved that House Bill No. 277 be made a Special Order of Business for tomorrow at 2:00 o'clock.

Which motion prevailed.

Senator Watt moved to amend House Bill No. 289 as follows:

Page 3, Section 4, line 27, strike out the word "one" and insert in lieu thereof the word "three"; add "s" to the word "year"; the same changes to be made in lines 22 and 25.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Section 1 of the printed bill and insert in lieu thereof the following:

Section 1. DUTY OF COUNTY COMMISSIONERS.) The county commissioners of the several counties of this state shall be ex-officio the overseers of the poor within their respective districts, and shall perform all duties with reference to the poor of their respective districts, that may be prescribed by law. Every county commissioner shall, while discharging the duties prescribed by this Act, be designated an overseer of the poor. Provided that when the board of county commissioners of any county shall determine the same to be necessary it may designate one of the members thereof as county overseer of the poor. Such designation shall be made by resolution duly adopted and spread upon the minutes of the board. When a Board of county commissioners has designated one of its members as county overseer of the poor he shall exercise the powers and perform the duties as overseer of the poor throughout the entire county and the other members of the board of county commissioners shall no longer continue to act as overseers of the poor.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Section 2 and insert in lieu thereof the following:

Section 2. ACTIONS AND PROCEEDINGS — DUTIES OF STATE'S ATTORNEYS.) All suits and other proceedings arising out of the administration of the laws pertaining to the support of the poor shall be brought by or against the county in its corporate name. Except as otherwise provided in this Act such suits and proceedings, including the service of process, shall be governed by the provisions of the Code of Civil Procedure. It shall be the duty of the State's Attorneys of the several counties in the State to institute

and conduct or defend any and all actions or proceedings that may be instituted under the provisions of this chapter.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Subdivision 4 of Section 4 and insert in lieu thereof the following:

Sec. 4. RESIDENCE ACQUIRED. MARRIED WOMEN AND CHILDREN.) Residence may be acquired in any county so as to oblige such county to relieve and support the persons acquiring such residence in case they are in need of relief, as follows:

Subdivision 4. Each male person and each unmarried female over the age of twenty-one years, who shall have resided one year continuously in any county in this state, shall thereby gain a residence in such county. Each minor whose parents, and each married woman whose husband has no residence in this state, who shall have resided one year continuously in the state, but not in any one county, shall have a settlement in the county in which he has longest resided within such year. Every minor not emancipated and settled in his own right shall have the same settlement as the parent with whom he has last resided. The time during which a person has been an inmate of a hospital, poorhouse, jail, prison or other public institution and each month during which he has received relief from the poor fund of any county, shall be excluded in determining the time of residence hereunder.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Subdivision 6 of Section 4 and insert in lieu thereof the following:

Subdivision 6. Each residence when once legally acquired shall continue until it is lost or defeated by acquiring a new one in this state, or by voluntary absence from the county in which such residence had obtained for one year or more; and upon acquiring a new residence, or upon the happening of such voluntary absence, all former residence shall be defeated and lost, and the provisions of this section shall apply to cases of residence begun to be acquired or lost or defeated, as well heretofore as hereafter. Provided, that if within a year of such removal the county of former residence shall contribute to the poor relief of such person in the county to which he or she shall have moved, such absence from the county of former residence shall not be construed to be voluntary as that term is used in this act.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Section 13 and insert in lieu thereof the following:

Section 13. WHEN RESIDENCE IS UNCERTAIN. ACTION TO DETERMINE.) If any one within the description of the poor persons specified in this act shall be found in any county and the overseer of the poor of such county shall be unable to ascertain and establish the place of legal residence of such person, he shall proceed to provide for such poor person in the same manner as other persons are hereby directed to be provided for. When the question of legal residence of such person is an issue between the overseers of the poor in two or more counties and when an agreement cannot be affected, the county commissioners of the county in which the application is pending may bring action in the district court against the county or counties in which the legal residence of such applicant is alleged to be to determine the issue. The summons in such action shall be in the form prescribed for a summons in a civil action except that the defendant shall be required to serve an answer to the complaint within twenty days after the service of the summons upon such defendant. When it appears from the pleadings in said action or is made to appear to the satisfaction of the court during the course of the trial that some county other than one of those named in the title of the action is or may be the legal residence of such poor person or that some person is legally responsible for the care of such poor person under Section 10 of this Act, then the court shall cause such county or person to be brought into the action and made a party thereto. The court shall have full power in such action to make determination fixing the rights and liabilities of the counties and of the several persons that may be made parties to such action. Such action shall be tried to the court without a jury on ten days' notice served by either party. When an action is brought for the purpose herein provided, the county commissioners of the county in which the applicant is located, shall contribute to the support of such poor during the pendency of such action, subject to reimbursement by the county where it is finally determined that such applicant has legal residence, if such action is decided favorably to the county contributing to the maintenance of such poor person.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 as follows:

Strike out Section 20 and insert in lieu thereof the following:

Section 20. BLANKS.) All blanks for reports, schedules and information required under this act shall be prepared and printed by the county and the expense thereof shall be paid out of funds of the county. The county auditor shall distribute said blanks among the overseers of the poor in each county. The Attorney General shall prepare all the forms for blanks to be used by the overseers of the poor under this act, and such forms shall be sent to the county

auditors promptly after the passage and approval of this Act, who shall thereupon print and distribute the said blanks hereinbefore required.

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 289 by inserting the following as Section 25:

Section 25. When the board of county commissioners shall determine the same to be necessary it may provide for the establishment of a county welfare board consisting of three or five persons. The members of such board shall be appointed by the Board of County Commissioners, and they shall be chosen without regard to political affiliations and upon the basis of their special fitness to serve in such capacity by reason of character, training and experience. There shall be persons of both sexes on the board. The original members shall be divided into three classes; one person shall serve for one year; one-half of the remaining members shall serve for two years, and the other half for three years respectively. Thereafter all members shall serve three years or until their successors have been duly qualified. Each member shall file an oath of office with the county auditor. The members shall serve without compensation, but the county commissioners may make provision for payment of actual expenses incurred by the members of the board in the discharge of their duties. It shall be the duty of such county welfare board to aid and assist in every possible way to co-ordinate and bring about an efficient operation of all relief and welfare activities within their respective counties by private as well as public organizations engaged in welfare and relief work. It shall also be the duty of such welfare board to supervise and direct such relief and welfare activities as the county conducts. All acts of such board in the supervision or direction of welfare activities shall be subject to review by the board of county commissioners.

Also renumber Section 25 of the printed bill to read 26, and Section 26 to read Section 27.

Which motion prevailed.

Senator Fowler moved that the rules be suspended and that House Bill No. 289, as amended, be placed upon third reading and final passage.

Which motion prevailed.

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the

Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Plath
Burkhart	Indergaard	Porter
Brunsdale	Larson	Trout
Cain	Lynch	Trovatten
Drew	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Regeth
Erickson, Divide	Lind	Stucke
Hamilton	Miklethun	Tinnes
Handley	Olson	Thorson
Jones	Patten	

Absent and not voting:

Messrs.	Messrs.
Dubay	Simonson
Erickson, Kidder	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved that the vote by which House Bill No. 289 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Gronvold	Murphy	

Those voting in the negative were:

Messrs.
Bangert

Absent and not voting:

Messrs.	Messrs.
Atkins	Hamilton
Field	Porter

So the bill passed and the title was agreed to.

Senator Brostuen moved that House Bill No. 330 be placed at the foot of the calendar.

Which motion prevailed.

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson

Messrs.	Messrs.	Messrs.
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Field	Matthaei
McDonald	Stucke

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Watt

Absent and not voting:

Messrs.

Matthaei
Stucke

So the bill passed and the title was agreed to.

Senator Watt explained his vote as follows:

"I am voting 'nay' on this Bill because I figure they have done only a fourth of a job on it. I think they should have completed the job and therefore I vote 'nay'."

Senator Marshall moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

The Senate re-convened, pursuant to recess taken, the President, O. H. Olson, presiding.

Senator Burkhart moved that further action on House Bill No. 119 be indefinitely postponed.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 20; nays, 23; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Jones	Marshall
Burkhart	Kamrath	Regeth
Erickson, Divide	Larson	Stucke
Eastgate	Lind	Tinnes
Fine	Martin	Thorson
Greene	McDonald	Wog
Hamilton	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Brostuen	Gronvold	Plath
Brunsdale	Handley	Porter
Cain	Indergaard	Trovatten
Drew	Lynch	Watt

Messrs.	Messrs.	Messrs.
Dubay	Miklethun	Whelan
Field	Murphy	Whitman
Fowler	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Simonson
Erickson, Kidder	Miller	Trout

So the bill was declared lost.

Senator Olson moved that the vote by which House Bill No. 171 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Olson
Bangert	Indergaard	Patten
Brostuen	Jones	Plath
Brunsdale	Kamrath	Porter
Cain	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Eastgate	Martin	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Thorson
Fowler	Marshall	Trovatten
Fredrickson	Matthaei	Watt
Greene	Miklethun	Whitman
Gronvold	Miller	Wog
Hamilton	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Burkhart	Whelan
Erickson, Divide	

Absent and not voting:

Messrs.

Bonzer
Erickson, Kidder

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913. Having to do with Sentences in Justice Court.

Was read the third 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:

Messrs.

Atkins
Bangert
Bonzer
Brostuen
Burkhart
Brunsdale
Cain
Drew
Dubay
Erickson, Divide
Erickson, Kidder
Eastgate
Field
Fine
Fowler
Fredrickson

Messrs.

Greene
Gronvold
Hamilton
Handley
Indergaard
Jones
Kamrath
Larson
Lind
Lynch
Martin
Magnuson
Marshall
Matthaei
Miklethun
Miller

Messrs.

Murphy
Olson
Patten
Plath
Porter
Regeth
Simonson
Stucke
Tinnes
Trout
Thorson
Trovatten
Watt
Whelan
Whitman
Wog

Absent and not voting:

Messrs.

McDonald

So the bill passed and the title was agreed to.

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	Martin	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	
Greene	Olson	

Those voting in the negative were:

Messrs.
Erickson, Divide
Handley

Absent and not voting:

Messrs.
McDonald

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 1, 1933.

Mr. President: I have the honor to return herewith the following bills:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

As requested.

Also inform you that the Speaker has appointed as a Conference Committee on:

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3;

Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Representatives Ettestad, Erickson of McKenzie and Fitch.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 70, also House Bill No. 81, also House Bill No. 138.

Also return:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Which the Speaker has signed:

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bonzer	Hamilton	Plath

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Eastgate	Martin	Thorson
Field	McDonald	Trovatten
Fine	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Erickson, Divide	Miklethun	
Erickson, Kidder	Olson	

So the bill passed and the title was agreed to.

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fowler	Marshall	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Miklethun	Trout
Fine	Miller	Thorson
Hamilton	Olson	
Jones	Regeth	

Absent and not voting:

Messrs.

Burkhart

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Cain moved that House Concurrent Resolutions Nos. 7, 8 and 15 be placed at the foot of the calendar.

Which motion prevailed.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Was read the third 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:

Messrs.

Atkins
Brostuen
Burkhart
Dubay
Erickson, Kidder
Fine
Fredrickson
Greene
Hamilton

Messrs.

Indergaard
Kamrath
Larson
Martin
Magnuson
Marshall
Matthaei
Miklethun
Miller

Messrs.

Olson
Patten
Plath
Porter
Regeth
Thorson
Watt
Whelan
Wog

Those voting in the negative were:

Messrs.

Bangert
Bonzer
Brunsdale
Cain
Drew
Erickson, Divide
Eastgate
Field

Messrs.

Fowler
Gronvold
Handley
Jones
Lind
Lynch
McDonald
Murphy

Messrs.

Simonson
Stucke
Tinnes
Trout
Trovatten
Whitman

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 0; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Matthaei
Brostuen	Indergaard	Miklethun
Burkhart	Jones	Olson
Drew	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Tinnes
Eastgate	Lynch	Trout
Fine	McDonald	Thorson
Fredrickson	Magnuson	Trovatten
Greene	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Bonzer	Hamilton	Simonson
Brunsdale	Martin	Stucke
Cain	Miller	Watt
Erickson, Kidder	Murphy	Whelan
Fowler	Plath	Whitman

Passed:

Messrs.
Field

So the bill passed and the title was agreed to.

Senator Field requested that he be excused from voting on House Bill No. 344 inasmuch as it affects his personal business.

Senator Bangert moved that Senator Field be excused from voting on House Bill No. 344.

Which motion prevailed.

Senator Bangert moved to amend House Bill No. 52 as follows:

At the end of Section 8, add: "Provided, however, that if the debtor takes advantage of subdivision 8 of this act, he shall not avail himself of any additional or alternate exemptions."

Which motion prevailed.

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended the roll was called and there were ayes, 35; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Kamrath	Patten
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fowler	Magnuson	Whelan
Fredrickson	Marshall	Wog
Greene	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Tinnes
Brunsdale	Jones	Trovatten
Cain	Murphy	Watt
Eastgate	Plath	Whitman
Field	Porter	

So the bill passed and the title was agreed to.

Senator Greene moved that House Bill No. 74 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Erickson, Kidder	Lynch	Stucke
Eastgate	Martin	Trovatten
Field	McDonald	Watt
Fine	Magnuson	Whelan

Messrs.	Messrs.	Messrs.
Fowler	Marshall	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	
Gronvold	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Erickson, Divide	Tinnes
Drew	Lind	Trout
Dubay	Matthaei	Thorson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Patten

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved to amend House Bill No. 93 as follows:

Wherever the words "Seven percent" occur in the Bill it should be changed to read "eight percent."

A rising vote was taken and the motion prevailed.

Senator Fowler moved to further amend House Bill No. 93 as follows:

Line 13, page 2, of the printed bill, after the word "shall" insert the word "not."

A rising vote was taken and the motion was lost.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Those voting in the negative were:

Messrs.
Drew
Handley

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Thorson moved that the vote by which House Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon

at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Matthaei
Bangert	Hamilton	Miklethun
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Tinnes
Fine	McDonald	Trout
Fowler	Magnuson	Thorson
Fredrickson	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Watt
Cain	Murphy	Whelan
Eastgate	Plath	Whitman
Field	Porter	
Gronvold	Trovatten	

So the bill passed and the title was agreed to.

Senator Bangert requested that House Bill No. 110 be re-read for information.

Which request was granted.

Senator Bonzer moved that House Bill No. 148 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miklethun
Bangert	Fredrickson	Murphy
Bonzer	Greene	Olson
Brostuen	Gronvold	Plath
Burkhart	Hamilton	Porter
Brunsdale	Handley	Regeth
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Trovatten
Erickson, Kidder	Lynch	Watt
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Tinnes	Thorson

Absent and not voting:

Messrs.	Messrs.
Indergaard	Matthaei
Marshall	Miller

So the bill passed and the title was agreed to.

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trout
Dubay	Lind	Trovatten
Erickson, Kidder	Lynch	Watt
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog
Fowler	Miklethun	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Regeth	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Marshall	Matthaei	Miller

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Jack Smith, Carrington; Hans Gulbranson, Upham; Peter Zappas, Wm. Stewart, G. G. Gardner, Mr. Verlinden, Mr. Malek, all of Jamestown; Mr. and Mrs. G. C. Tomlin, Geo. Rey, Mrs. Fredenberg, all of Edgeley; Hugh Clark, Eckman; I. M. Aasboe, L. Saisith, Alamo; C. T. Overbo, P. L. Overbo, Carl Brakke, Harry Wyberg, all of Ray; Carl Erickson, Alfred Solberg, Martin Ober, Clinton Kenny, all of Williston; L. B. Tweed, N. S. Halvorson, Pekin; K. G. Flaagan, Hamar; Max Buechler, Mrs. Max Buechler, Fredonia; Herman Goehl, LaMoure; C. T. Ulberg, Northwood; Jens Paulson, Finley; Edwin Flesche, Finley.

Senator Fine moved that the Senate do now recess until 12:30 o'clock P. M., tomorrow.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

The Senate convened at 12:30 o'clock P. M., pursuant to recess, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Eighth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Also,

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Also,

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Also,

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Also,

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Also,

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Also,

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Also,

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Also,

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Also,

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Also,

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Also,

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Also,

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Also,

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Also,

House Concurrent Resolution No. 10. Urging the Board of University and School Lands of the State of North Dakota to Refrain from Cancelling State Land Contracts and that in the Collection of Rentals for Cultivated Lands, it be as Lenient as Public Policy will Permit.

And the President signed the same in the presence of the Senate.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of Section 1 of the engrossed bill, strike out the figures "\$101,978.00" and insert in lieu thereof "\$121,374.58."

In line 9, Section 1, change the figures "\$7,700.00" to "\$9,151.08."

In line 10, Section 1, change the figures "\$38,000.00" to "\$49,548.92."

In line 11, Section 1, change the figures "\$16,578.00" to "\$21,145.58."

In line 14, Section 1, change the figures "\$2,000.00" to "\$2,500.00."

In line 15, Section 1, change the figures "\$1,000.00" to "\$1,200.00."

In line 17, Section 1, change the figures "\$6,350.00" to "\$5,310.00."

In line 3, page 2, change the figures "\$1,500.00" to "\$1,800.00."

In line 8, page 2, change the figures "\$2,500.00" to "\$3,000.00."

In line 9, page 2, change the figures "\$500.00" to "\$1,000.00."

In line 12, page 2, change the figures "\$118,778.00" to "\$137,774.58."

In line 14, page 2, change the figures "\$93,778.00" to "\$112,774.58."

In line 18, page 2, change the figures "\$400.00" to "\$800.00."

In line 30, page 2, after the word "TOTAL" change the figures "\$101,978.00" to "\$121,374.58."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of Section 1 of the engrossed bill, strike out the figures "\$181,606.20" and insert in lieu thereof "\$192,106.20."

On page 2 of the engrossed bill in the Section headed "Improvements and Repairs" after the line numbered "1" add line 2 to read as follows: "2. Plumbing Material, Old Cell House, \$10,500.00."

After the word "TOTAL" in the last line on page 2 strike out the figures "\$181,606.20" and insert in lieu thereof the figures "\$192,106.20."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House 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 Motor Vehicle Registration Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the engrossed bill, strike out the figures "\$94,190.00" and in lieu thereof insert "\$72,040.00."

Strike out everything after line 8 and insert in lieu thereof the following:

"Salary	\$ 3,840.00
Clerk Hire	8,000.00
Postage, freight and express	10,000.00
Printing and Lithographing	2,000.00
License Plates	28,000.00
Refund	1,200.00

Auto Theft Fund Division:

Clerkhire	14,000.00
Postage	3,500.00
Printing and Lithographing	1,000.00
Miscellaneous	500.00

TOTAL\$72,040.00"

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words: "A BILL" and insert in lieu thereof the following:

FOR AN ACT to amend and re-enact Section 811 of the Supplement to the Compiled Laws of North Dakota of 1913; relating to admission to the bar; requiring and fixing an annual license fee to be paid by members of the state bar; providing that no person shall practice law within the state who has not made payment of the annual license fee; prohibiting the practice of law by any member of the bar or other persons not so qualified and fixing a penalty therefore; providing for the deposit of the license fee with the treasurer of the state bar board, and specifying the manner in which said annual license fee shall be disbursed.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. (Amendment) Section 811 of the supplement to the Compiled Laws of North Dakota for 1913, be amended and re-enacted to read as follows:

Section 811. (Prohibiting unlicensed practice of law.) No person shall be entitled to practice law or act as attorney or counsellor at law in this state unless such person shall secure first a certificate of admission to the Bar. Such certificate shall be issued upon payment of the fee provided therefore, and in addition thereto the further payment of the annual license fee of ten dollars. Any member of the bar who has not first paid such license fee or any other person or corporation is hereby prohibited from engaging in the practice of law within the state; and upon so doing shall be guilty of a misdemeanor, the clerk of the supreme court, in his ex-officio capacity, as the treasurer of said bar board, shall deposit all license fees with the state treasurer to be by him kept in a fund known as the State Bar fund, the same to be disbursed therefrom in manner as follows, to-wit:

(1) To pay to the bar association of the state of North Dakota, the sum of five dollars as provided by law for each licensed member of the bar.

(2) To pay the compensation provided by law for each member of the state bar board for the actual time devoted by him to the duties of his office, and expenses incurred by him while away from his place of residence in attendance to such duties.

(3) The expenses incurred by said state bar board in conducting examination of applicants for admission to the bar, or in the investigation of charges warranting the suspension or disbarment of members of the bar and in prosecutions brought and conducted before the supreme court for the discipline of such members.

(4) The expenses incurred by the bar association of North Dakota in the conduct of investigation and prosecution of proceedings instituted for the purpose of protecting the public and the bar of North Dakota against unauthorized practices by corporations or persons not licensed to practice law; and:

(5) The necessary expenses of conducting and supplying the offices of said state bar board. Nothing herein contained shall prevent any non-resident attorney, duly licensed to practice in another state, from appearing before the courts of this state.

(Emergency) This Act is hereby declared to be an emergency act, and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS P. SIMONSON,
Chairman.

Senator Simonson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS P. SIMONSON,
Chairman.

Senator Simonson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment, an Initiated Measure or Referred Act or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS P. SIMONSON,
Chairman.

Senator Simonson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund

for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, second line of the engrossed bill, between the words "manufacture" and "sell," insert the words "or distribute."

Section 3, line 2, between the words "manufacture" and "in" insert the words "or distributed."

Section 3, line 6, between the words "manufacture" and "the" insert the words "or distributed."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the word "three" in the title of the bill and insert in lieu thereof the word "five."

In Section 1, line 3, strike out the word "three" and insert in lieu thereof the word "five."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8 of the title, after the semi-colon after the word "Laws" strike out the remainder of line 8 and all of lines 9 and 10, and line 11 up to the word "and."

In Section 1, on page 1 of the printed bill, in lines 2 and 3, change the words and figures "Forty Thousand (\$40,000.00)" and insert in lieu thereof "Twenty-five Thousand (\$25,000.00)".

Strike out all of Sections 2, 3, and 4.

Re-number Section 5 as Section 2.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such

Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Have had the same under consideration and recommend that the same do pass.

C .W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"FOR AN ACT to amend and re-enact Section 375b1, 375b2 of the Supplement to the 1913 Compiled Laws of North Dakota, Section 375b3 of the Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 262 of the Session Laws of North Dakota for 1927.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

"Section 1. AMENDMENT.) Section 375b1 of the Supplement to the 1913 Compiled Laws of North Dakota is hereby amended, and re-enacted to read as follows:

"Section 375b1. CREATION OF COMMISSION.) There is hereby created the State Printing Commission of the State of North Dakota.

"Section 2. AMENDMENT.) Section 375b2 of the Supplement to the 1913 Compiled Laws of North Dakota is hereby amended and re-enacted to read as follows:

"Section 375b2. OF WHOM COMPOSED.) The said Commission shall be composed of Governor, Secretary of State

and the State Auditor. The Secretary of State shall be chairman of the Commission and it shall hold its first meeting in the office of the Secretary of State within twenty days after the passage and approval of this act.

“Section 3. AMENDMENT.) Section 375b3 of the Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 262 of the Session Laws of North Dakota for 1927, is amended and re-enacted to read as follows:

“Section 375b3. STATE PRINTER APPOINTMENT; COMPENSATION; DUTIES; OFFICE.) The Governor is authorized to appoint a State Printer, who shall also be secretary to the Commission and such appointee may, by the Governor, be removed with or without cause. The person so appointed must at the time of his appointment have been a resident of the State of North Dakota for at least one year last past, and must be a practical expert printer. He shall receive the annual salary of not more than \$2,000.00; he shall perform all the duties as may be assigned him by the Commission hereby established, and shall maintain his office in the State Capitol. The State Printer shall have the power with the advice and consent of the Commission to edit and strike out so much of public reports as in the judgment of said Commission appears to be of insufficient value to justify the cost thereof for publication in public documents. Nothing herein contained shall be construed to restrict full reports being submitted to the Governor or to boards of authority as prescribed by law.

“Section 4. EMERGENCY.) An emergency is hereby declared to exist in that the duties and powers prescribed in this Act are now centered in a new Commission; therefore this Act shall take effect and be in force from and after its passage and approval.”

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Fine moved that the Senate do concur in the House amendment to Senate Bill No. 126.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 126, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of

the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miklethun
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Murphy
Burkhart	Handley	Olson
Brunsdale	Jones	Patten
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	Martin	Trovatten
Field	McDonald	Whelan
Fine	Magnuson	Whitman
Fowler	Marshall	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Simonson	Watt
Indergaard	Trout	
Plath	Thorson	

So the bill passed and the title was agreed to.

Senator Bangert moved that the Senate do concur in the House amendment to Senate Bill No. 13.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 13, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Porter
Cain	Jones	Regeth
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.
Lind
Tinnes

Absent and not voting:

Messrs.	Messrs.
Bonzer	Simonson
Plath	Watt

So the bill passed and the title was agreed to.

Senator Wog moved that the Senate do concur in the House amendment to Senate Bill No. 177.

Which motion prevailed.

Senator Wog moved that the rules be suspended and that Senate Bill No. 177, as amended, be considered properly re-encrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Watt
Plath	

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the Senate do not concur in the House amendment to Senate Bill No. 18 and that a Conference Committee be appointed.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the preamble and insert in lieu thereof the following:

Section 1. The State Treasurer and each County Treasurer is hereby authorized and empowered to issue self-liquidating tax certificates, and revenue stamps therefor, subject to the limitations herein provided.

Section 2. Rules and regulations for the purpose of administering under, and carrying out the provisions of this Act shall be prepared and published by a Committee consisting of the State Auditor, the State Treasurer, and the Manager

of the Bank of North Dakota. It shall be the duty of this Committee to have prepared and printed the necessary certificates, and stamps of the proper denominations, as required by the state and the counties to carry out the intent of the provisions herein set forth. Said certificates and stamps to be so engraved or lithographed as to prevent counterfeiting.

Section 3. The amount of certificates issued, shall at no time exceed the total amount of unpaid taxes and special assessments delinquent in the various counties and taxing subdivisions less the amount of other outstanding warrants and certificates of indebtedness, issued against such delinquent taxes.

Section 4. Not less than fifteen per cent of the salaries, compensation, or wages of all state, county, municipal, educational or other public employees, excepting elective officers, shall be paid by self-liquidating tax certificates. And it shall be the patriotic duty of all elective officers in the state to accept at least fifteen per cent of their salaries, wages, or compensation in self-liquidating tax certificates. And not less than fifteen per cent of all state, county, municipal, educational or other political subdivision expenditures shall be paid in self-liquidating tax certificates, subject, however, to the limitations set forth in Section three of this Act.

Section 5. Any county, or township, may give for poor relief self-liquidating tax certificates in lieu of cash, subject to the limitations of Section three of this Act.

Section 6. The certificates to be issued herein shall be issued in denominations of One Dollar and Five Dollars and the stamps to be placed thereon for two cents and ten cents respectively.

Section 7. The form and general makeup of these self-liquidating tax certificates shall be prepared by the committee provided for in Section two. Each of such certificates to bear the facsimile signature of the State Treasurer and the State Auditor and in the case of such certificates issued by any county, the signatures of the County Treasurer and the County Auditor thereof.

Section 8. All certificates shall be dated January 1st, April 1st, July 1st, or October 1st of the year in which they are issued.

Section 9. The State Treasurer, the various County Treasurers, and the Bank of North Dakota shall keep for sale said stamps and shall sell them at par or face value to any merchant, person, or corporation desiring to purchase same, and at such other points as the committee may designate.

Section 10. Said certificates shall be negotiable without endorsement, but in order to make the same negotiable the holder, in the presence of the receiver, shall before transferring the same place on the back thereof one State Revenue Stamp of the proper amount in accordance with the face value of said certificate, and cancel the same and place his or her initials plainly in ink on the stamp so attached and the re-

ceiver shall also place his or her initials in the space adjoining such stamp so that there will always be on the back of said certificate the initials of the last person transferring the same, and the initials of the receiver.

Section 11. Said certificates shall be payable on demand when it shall contain stamps on the back thereof equal in value to the face thereof, except as provided in Sections 12, 13, and 15; that is to say, there must be One Dollar in stamps on the back of the One Dollar certificate and Five Dollars in stamps on the back of a Five Dollar certificate.

Section 12. Self-liquidating tax certificates to be used for the payment of municipal, educational, or other public employees, or public expenditures as provided in this Act, shall be secured from the county treasurer in the case of jurisdictions under the state. These certificates may be procured in an amount not to exceed the portion of delinquent taxes due to the subdivision. Certificates issued within the county shall be redeemed by said county treasurer at any time in cash when the requisite number of stamps has been attached, or shall be accepted by him after one year from date of issuance with or without stamps attached at par in payment of taxes, or shall be redeemed by him in cash two years after the date of issuance.

Section 13. Certificates issued by the state shall be redeemed by the State Treasurer at any time in cash when the requisite number of stamps has been attached or shall be accepted by him after one year after date of issuance with or without stamps attached at par in payment of state taxes, or shall be redeemed by him in cash two years after the date of issuance.

Section 14. All monies received from sale of stamps shall be deposited in the Bank of North Dakota and shall be held as a redemption fund for such self-liquidating tax certificates to the credit of the proper county of the state, in proportion to the amount of certificates issued, and the stamps placed thereon. Accounting shall be made monthly of the money in the redemption fund by the Bank of North Dakota to the respective county auditors and such money apportioned to each county and to the state in amounts equal to the stamps placed upon certificates issued by the state or respective counties. Money in the redemption fund shall be disbursed to the various subdivisions of the counties, in accordance with regulations prescribed under the provisions of section two hereof.

Section 15. In addition to the redemption fund above required it shall be the duty of the county auditor to establish a special redemption fund for each respective sub-division from receipts of delinquent taxes collected which are not covered by certificates or warrants for the purpose of redeeming such self-liquidating tax certificates which shall be unredeemed at the end of two years from date of issuance by reason of there not having been sufficient stamps attached thereto. All certificates issued by a county shall be an obligation of said county for the face thereof until paid or redeemed as herein provided.

Section 16. The cost of printing and distribution of certificates and stamps shall be paid by the various counties for certificates and stamps required by them, and for those required by the state, the cost thereof shall be paid from the redemption fund set up from the sale of stamps for state certificates.

Section 17. It shall be unlawful for any person, corporation, or association of whatsoever nature to discount these self-liquidating tax certificates. Such certificates, if accepted in exchange of goods or services or in payment of indebtedness of any nature must be accepted at the face value.

Section 18. Basic restrictions and fundamental principles for operation under this Act are alone provided herein. The committee set up in Section two shall be responsible for the provision of satisfactory and workable rules and regulations.

Section 19. No further certificates shall be issued under the provisions of this Act after February 1, 1933. Revenue stamps may be sold up to February 1, 1937, to be used on outstanding certificates.

Section 20. PENALTY.) Any person violating any of the provisions of this Act shall be guilty of a felony and upon conviction thereof shall be sentenced to the State Penitentiary for one year, and any person counterfeiting any such certificates or stamps shall be guilty of a felony and upon conviction thereof shall be sentenced to the State Penitentiary for not less than five years.

Section 21. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Have had the same under consideration and return the same without recommendation.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,
A. A. TROVATTEN,
H. A. FIELD,
J. E. EASTGATE.

A minority of the Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Have had the same under consideration and recommend that the same be amended as follows:

In line 35, of printed bill, after the word "year" insert a comma and strike out balance of Section 1, and insert the

following in lieu thereof: "according to forms prescribed by the State Superintendent of Public Instruction."

In Section 2, wherever the figures "\$10,000.00" appear, strike out same and insert in lieu thereof "\$2,500.00."

CHARLES S. BANGERT,
C. W. FINE,
E. E. GREENE,
W. H. PORTER,
J. H. BURKHART.

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Murphy moved that the majority report be adopted, which motion was seconded.

Senator Marshall moved as a substitute motion that the word "minority" be substituted for the word "majority."

Which motion prevailed.

The Committee on Highways made the following report:

Mr. President: Your Committee on Highways to whom was referred:

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Have had the same under consideration and recommend that the same be amended as follows:

In line 21, of Section 5 of the engrossed bill, following the word "Commissioners" strike out balance of line and all of lines 22, 23, 24, 25, 26 and up to and including the word "Commissioners" in line 27.

And when so amended recommend the same do pass.

A. F. BONZER, JR.,
Chairman.

Senator Bonzer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2 of the engrossed bill, line 2, between the word "court" and "the" insert the following: "Provided further that Counties having a population of 6,000 or less, the County Judge shall also be clerk of the District Court and Register of Deeds."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Have had the same under consideration and recommend that the same be amended as follows:

After the last word in the resolution add the following language: "Provided further that the corner stone shall be cut from North Dakota granite."

C. A. MILLER,
GUST WOG,
E. E. GREENE,
W. E. MARTIN,
L. O. FREDRICKSON,
NELS MAGNUSON,
O. E. ERICKSON.

And when so amended recommend the same do pass.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting cere-

mony for the placing of such cornerstone of the Capitol Building at the proper time.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. P. CAIN,
W. D. LYNCH,
W. H. PORTER,
W. S. WHITMAN,
P. J. MURPHY,
A. W. FOWLER.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the majority report be adopted, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Fine, Eastgate and Marshall as the Senate Conference Committee on Senate Bill No. 18.

Senator Fine moved that House Bill No. 161 be placed at the foot of the calendar.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Regeth
Brunsdale	Indergaard	Simonson
Cain	Jones	Stucke
Drew	Kamrath	Tinnes
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Lynch	Trovatten
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Miller	Porter
Martin	Plath	Watt

So the bill passed and the title was agreed to.

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Watt
Plath	

So the bill passed and the title was agreed to.

Senator Fowler moved to amend the Report of the Standing Committee on House Bill No. 323 as follows:

Line 27, page 2 of the printed Bill, after the word "locate" insert the language "in which case", and change the word "shall" to "may"; in line 28 after the word "executor" insert the language "either by personal service or by registered mail."

Which motion prevailed.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Marshall
Bangert	Greene	Matthaei
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Murphy
Burkhart	Handley	Porter
Cain	Indergaard	Regeth
Drew	Jones	Simonson
Dubay	Kamrath	Stucke
Erickson, Divide	Larson	Tinnes
Erickson, Kidder	Lind	Trovatten
Eastgate	Lynch	Whelan
Field	Martin	Whitman
Fine	McDonald	Wog
Fowler	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Miklethun	Patten	Thorson
Olson	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Plath	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Patten
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Those voting in the negative were:

Messrs.
Erickson, Divide

Absent and not voting:

Messrs.
Plath
Watt

So the bill passed and the title was agreed to.

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Martin	Watt
Plath	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonsen
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Martin	Trovatten
Plath	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The President requested Senator Hamilton, President pro-tem, to take the Chair.

Senator Cain arose to a point of order against Sections 2, 3, 4, 5, 6 and 7 of House Bill No. 102 for this reason: Outside of Section 1, these other sections change the original purpose of the bill.

D. H. Hamilton, President pro tem, ruled that the report of the standing committee on House Bill No. 102 was in order.

Senator Cain moved to amend House Bill No. 102 by striking out Sections 2, 3, 4, 5, 6 and 7.

Which motion was seconded.

Senator Miklethun moved, as a substitute motion, to amend House Bill No. 102 by adding Section 8 to read as follows: "If any part hereof shall be unconstitutional the determination thereof shall not affect the remainder thereof."

Which motion prevailed.

Senator Fowler moved to amend House Bill No. 102 as follows:

Strike out the language in Section 2 "and special assessments".

Which motion prevailed.

Senator Miklethun moved to correct House Bill No. 102 by changing Section 6 to Section 9.

Which motion prevailed.

The President, O. H. Olson returned to the Chair.

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Martin	Thorson
Fine	McDonald	Wog
Fredrickson	Magnuson	
Greene	Marshall	

Those voting in the negative were:

Atkins	Jones	Simonson
Brunsdale	Lynch	Tinnes
Cain	Matthaei	Trovatten
Eastgate	Miller	Watt
Field	Murphy	Whelan
Fowler	Math	Whitman
Gronvold	Porter	

Absent and not voting:

Messrs.
Drew

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

FIFTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Roe.

Roll call: All Senators were present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Seventh Day after recess and Fifty-Eighth Day and find the same correct.

And recommend that the same be approved.

H. A. FIELD,
Chairman.

Senator Field moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A petition was presented, signed by S. A. Smith, Portal, and 882 others, urging lower taxes by cutting governmental expenditures.

Was referred to the Committee on Tax and Tax Laws.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 20. A Bill for an Act making an appro-

priation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 190. A Bill for an Act to amend and

re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Have been examined and find same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Also,

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Were delivered to the Governor for his approval at the hour of 2:20 o'clock, March 2, 1933.

TOM WHELAN,
Chairman.

Senator Fine moved that House Bill No. 98 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Burkhart moved that the vote by which House Bill No. 119 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Burkhart moved that House Bill No. 119 be placed at the foot of the Calendar.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 2, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913

Also,

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Also,

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Also,

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to

inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Also,

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Very respectfully yours,

WILLIAM LANGER,
Governor.

Senator Handley moved that House Bill No. 105 be placed on the Calendar.

Which motion prevailed.

Senator Watt moved to place House Bills Nos. 195 and 282 at the foot of the Calendar.

Which motion was lost.

Senator Fine moved that House Bills Nos. 195 and 282 be made a Special Order of Business at 3:30 o'clock.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whitman
Greene	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.
Fowler	Whelan
Plath	

Absent and not voting:

Messrs.
Fredrickson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler served notice to the Senate of his intention to move that the vote by which House Bill No. 271 was passed be re-considered.

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt

Messrs.	Messrs.	Messrs.
Field	Marshall	Whelan
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Martin	Whitman
Porter	

So the bill passed and the title was agreed to.

Senator Burkhart moved to amend House Bill No. 249 as follows:

In line 4, Section 12 of the engrossed bill, strike out the word "judicial" and insert in lieu thereof the word "regulatory" and disregard Committee amendment which reads: "In line 6 of the title, strike out the word 'judicial' and insert the word 'regulatory'."

In lines 11 and 12 of Section 12, strike out the words "Industrial Commission" and insert in lieu thereof the words "Board of Administration."

In line 26, Section 6 of the engrossed bill, strike out the word "monthly" and insert the word "annually."

Which motion prevailed.

Senator Watt moved to further amend House Bill No. 249 as follows:

Page 5, lines 14 and 15, strike out "\$4,000.00" and substitute "\$3,000.00."

Which motion prevailed.

Senator Watt moved to further amend House Bill No. 249 as follows:

Change "\$2,700.00" to "\$2,400.00" on page 26.

Which motion prevailed.

Senator Watt moved to further amend House Bill No. 249 as follows:

Change the inspectors' salaries from \$2,400.00 to \$2,000.00.

Which motion prevailed.

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of

Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Brunsdale	Kamrath	Regeth
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Field	McDonald	Trovatten
Fine	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	
Gronvold	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Watt
Cain	Simonson	

Absent and not voting:

Messrs.
Porter

So the bill passed and the title was agreed to.

Senator Burkhart moved that the vote by which House Bill No. 249 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Burkhart moved to amend House Bill No. 244 as follows:

In line 24, on page 3, of the engrossed bill, strike out the word "monthly" and insert in lieu thereof the word "annually" and in the Committee amendments disregard the reference to the same line and balance of paragraph.

Which motion prevailed.

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Gronvold	Patten
Brostuen	Hamilton	Plath
Burkhart	Handley	Regeth
Brunsdale	Indergaard	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Jones	Matthaei
Magnuson	Porter

So the bill passed and the title was agreed to.

Senator Gronvold moved to place House Bill No. 167 at the foot of the Calendar.

Senator Wog opposed the motion of Senator Gronvold.

Which motion was lost.

Senator Burkhart moved to amend House Bill No. 167 as follows:

Line 13 after the word "schools" strike out the following "when the cost thereof does not exceed that of native coal or native gas or oil" and insert in lieu thereof the following: "when such other coal or wood or natural oil or natural gas can be obtained at a cost less than such native North Dakota fuel products."

Which motion prevailed.

Senator Erickson moved to further amend Senate Bill No. 167 as follows: Strike out line 54, 55, 56, 57 and 58 and insert the following: "Provided further that for the purposes of this act twenty thousand (20,000) cubic feet of natural gas shall be the standard measurement and be the basis for the comparative cost of one (1) ton of standard contract grade of lignite coal."

Which motion was lost.

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bangert	Fredrickson	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Thorson
Dubay	Lynch	Trovatten

Messrs.	Messrs.	Messrs.
Erickson, Divide	McDonald	Watt
Erickson, Kidder	Magnuson	Whelan
Eastgate	Marshall	Whitman
Field	Matthaei	Wog
Fine	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	Martin	Regeth
Jones	Miller	Trout

Absent and not voting:

Messrs.
Greene
Porter

So the bill passed and the title was agreed to.

Senator Erickson of Kidder served notice to the Senate of his intention to move that the vote by which House Bill No. 167 was passed be reconsidered.

SPECIAL ORDER OF BUSINESS

House Bill No. 277. Senator Cain demanded a call of the Senate.

The roll was called. All Senators present except Senator Porter.

Senator Fine moved that the call of the Senate be dispensed with.

Senator Fine withdrew his motion.

The president announced the Call of the Senate would stand and the Senate would proceed with the Fourth Order of Business.

Senator Fine moved that the report of the Board of Railroad Commissioners be accepted and printed in the Journal.

Which motion prevailed.

State of North Dakota

THE BOARD OF RAILROAD COMMISSIONERS

Bismarck

March 2, 1933.

To the Senate of the 23rd
Legislative Assembly of the
State of North Dakota.

Gentlemen:—

Pursuant to Senate Resolution No. A-11, adopted by the Senate March 1, 1933, I transmit herewith affidavits of C. W. McDonnell, Ben C. Larkin, and Fay Harding, the three com-

missions of Railroads of the State of North Dakota, and of Hope Snyder, Norma Wetzstein, E. M. Hendricks, F. P. Aughnay, Dagmar Rickert, James H. Wiley, Robert W. Carlson, Chas. F. Martin, C. E. Iverson, Edna Walsh, Hazel Chorley, Myra Rierson, Myrtle Buchanan, Mae L. Maassen, John W. Benson, Winifred Burkhart, O. E. Johnson, W. G. Childs, W. J. Church, Elmer O. Olson and Maurice Agre.

T. C. Madden, commerce counsel of the Board, is an appointee of the Attorney General, but as he offices with the Board, and his duties pertain only to Railroad Commission matters, his affidavit is also included.

Very respectfully yours,

BOARD OF RAILROAD COMMISSIONERS,

By FAY HARDING,
President.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

C. W. McDonnell being first duly sworn, deposes and says, that he is now and since January 3, 1921 has been one of the Commissioners of Railroads of the State of North Dakota, and makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither he nor any member of his immediate family now own or hold, and have not since affiant has been such Commissioner, any stock or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

C. W. McDONNELL.

Subscribed and sworn to before me this first day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Ben C. Larkin, being first duly sworn, deposes and says, that he is now and since April 1st, 1928 has been one of the Commissioners of Railroads of the State of North Dakota, and makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither he nor any member of his immediate family now own or hold, and have not since affiant has been such Commissioner, any stock or bonds of

any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

BEN C. LARKIN.

Subscribed and sworn to before me this first day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Fay Harding, being first duly sworn, deposes and says that he is now and since January 1, 1923 has been one of the Commissioners of Railroads of the State of North Dakota, and that he makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither he or any member of his immediate family own or hold and have not since affiant has been such Commissioner, any stock or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere, except that affiant's wife is the owner and holder of eight (8) shares of stock of the par value of \$25.00 per share in the Temvik Farmers Elevator Company of Temvik, North Dakota, which said stock has been so owned and held by affiant's said wife since several years previous to the election of affiant as such Commissioner.

FAY HARDING.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Hope Snyder, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of Secretary and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public

utility, operating or doing business in the State of North Dakota or elsewhere.

HOPE SNYDER.

Subscribed and sworn to before me this 1st day of March, 1933.

ARCHIE O. JOHNSON,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission Expires Sept. 20, 1936.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Norma Wetzstein, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of Chief Clerk and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

NORMA WETZSTEIN.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

E. M. Hendricks, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Traffic Expert and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

E. M. HENDRICKS,

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

F. P. Aughnay, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Assistant Traffic Expert, and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

F. P. AUGHNAY.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Dagmar Rickert, being first duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners of the State of North Dakota, holding the position of Reporter, and that she makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither she nor any member of her immediate family now own or hold any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota, or elsewhere, except as follows:

30 shares Preferred stock Central West Public Service Company of Omaha, Nebraska, of par value of \$100;

10 shares Common Stock Middle West Utilities Co. no par value; which is all of the public utility stock or bonds which affiant has ever owned while an employee of the Commission.

DAGMAR RICKERT.

Subscribed and sworn to before me this first day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
(SEAL) My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

James H. Wiley, being first duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners of the State of North Dakota, holding the position of Chief Engineer, and that he makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither he nor any member of his immediate family now own or hold any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota, or elsewhere, except as follows:

Two (2) shares of par value (\$100.00) each in Northwestern Bell Tel. Co., Omaha, Neb., purchased by affiant in April, 1926, and which is all the Public Utility stock or bonds ever owned by affiant or his immediate family.

JAMES H. WILEY.

Subscribed and sworn to before me this first day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
(SEAL) My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Robert W. Carlson, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Assistant Engineer and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

ROBERT W. CARLSON.

Subscribed and sworn to before me this 1st days of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Chas. F. Martin, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Accountant and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

CHAS. F. MARTIN.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

C. E. Iverson, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Statistical Clerk and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

C. E. IVERSON.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
 County of Burleigh } ss.

Edna Walsh, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of stenographer, and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota, or elsewhere.

EDNA WALSH.

Subscribed and sworn to before me this 2nd day of March, 1933.

(SEAL) HOPE SNYDER,
 Notary Public, Burleigh County,
 North Dakota.
 My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
 County of Burleigh } ss.

Hazel Chorley, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of Stenographer and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

HAZEL CHORLEY.

Subscribed and sworn to before me this 1st day of March, 1933.

(SEAL) HOPE SNYDER,
 Notary Public, Burleigh County,
 North Dakota.
 My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
 County of Burleigh } ss.

Myra Rierson, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Stenographer and that he makes this

affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

MYRA RIERSON.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Myrtle Buchanan, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of stenographer, and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

MYRTLE BUCHANAN.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Mae L. Maassen, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of Clerk and Stenographer, and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public

utility, operating or doing business in the State of North Dakota or elsewhere.

MAE L. MAASSEN.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

John W. Benson, being first duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners of the State of North Dakota, holding the position of Director of Motor Transportation, and that he makes this affidavit in response to Senate Resolution No. A-11 adopted March 1, 1933.

Affiant further says that neither he nor any member of his immediate family now own or hold any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota, except as follows:

One share preferred stock, par value \$100.00 of Northwestern Public Service Company, owned by affiant's wife, and two shares, par value \$25.00 each, in Farmers' Grain Company of Fonda, North Dakota, owned by affiant, which is all such public utility stock or bonds owned by Affiant or any member of his immediate family during his employment with said Board.

JOHN W. BENSON.

Subscribed and sworn to before me this first day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Winifred Burkhart, being duly sworn, deposes and says that she is an employee of the Board of Railroad Commissioners, holding the position of Stenographer and that she makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither she nor any members of her immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any

telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

WINIFRED BURKHART.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

O. E. Johnson, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Chief Elevator Accountant, and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

O. E. JOHNSON.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

W. G. Childs, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Elevator Accountant and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

W. G. CHILDS.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

W. J. Church, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Report Clerk, and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

W. J. CHURCH.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
County of Burleigh } ss.

Elmer O. Olson, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Clerk, and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

ELMER O. OLSON.

Subscribed and sworn to before me this 1st day of March, 1933.

HOPE SNYDER,
Notary Public, Burleigh County,
North Dakota.
My Commission expires Aug. 29, 1937.

(SEAL)

STATE OF NORTH DAKOTA, }
 County of Burleigh } ss.

Maurice Agre, being duly sworn, deposes and says that he is an employee of the Board of Railroad Commissioners, holding the position of Stenographer, and that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any members of his immediate family now own or hold, and have not since affiant has been such employee, any stocks or bonds of any telephone, telegraph or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

MAURICE AGRE.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
 Notary Public, Burleigh County,
 North Dakota.
 (SEAL) My Commission expires Aug. 29, 1937.

STATE OF NORTH DAKOTA, }
 County of Burleigh } ss.

T. C. Madden, being first duly sworn, deposes and says, that from November, 1919, until July 1, 1925, he was official reporter of the Board of Railroad Commissioners; that from July 1st, 1925, until the present time he has been Commerce Counsel for said Board under appointment by the Attorney General; that he makes this affidavit in response to Senate Resolution No. A-11, adopted March 1, 1933.

Affiant further says that neither he nor any member of his immediate family own or hold, and have not since affiant has been connected with the Board in either of the capacities above mentioned, any stocks or bonds of any telephone, telegraph, or railroad company, or other public utility, operating or doing business in the State of North Dakota or elsewhere.

T. C. MADDEN.

Subscribed and sworn to before me this 2nd day of March, 1933.

HOPE SNYDER,
 Notary Public, Burleigh County,
 North Dakota.
 (SEAL) My Commission expires Aug. 29, 1937.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

And the President signed the same in the presence of the Senate.

The Sargent-at-Arms reported the absent Senator W. H. Porter could not be located.

Senator Fine renewed his motion that the call of the Senate be dispensed with.

Which motion prevailed.

Senator Murphy moved for a recess for five minutes. which motion was lost.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 182. A Bill for an Act to amend and reenact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Also,

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Also,

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments, sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Also,

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Also,

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Also,

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Also,

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Also,

Senate Bill No. 335. A bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Also,

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Also,

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Also,

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Also,

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Also,

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Concurrent Resolution No. E.

Also,

Senate Concurrent Resolution No. "I," A Resolution to tender endorsement to the Bureau of Technocracy of Columbia University for their efforts in seeking a scientific solution of the economic problems of the American people.

Which the House has indefinitely postponed.

Also return:

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds

and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement

to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County:

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be

decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock tel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Which the House has passed unchanged.

Also return:

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Which the House has amended.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 52, also House Bill No. 89, also House Bill No. 289.

Also,

Inform you that the Speaker has appointed as a Conference Committee on House Bill No. 297, Representatives Lavik, Crockett and Holte.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 207, Anderson of Logan, Lynch and Espeland.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 93, Peterson of Mountrail, Brunsdale and Jodock.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Fowler requested a division of the question.

Senator Fine also made the same request.

Senator Cain demanded a call of the Senate.

Senator Murphy seconded the demand.

Senator Bangert rose to a point of order.

The roll was called and all Senators were present except Senator Porter.

Senator Bonzer moved that the call of the Senate be dispensed with.

Which motion prevailed.

Senator Lynch moved that the Senate do now recess until 7:30 o'clock P. M.

Which motion was lost.

THIRD READING OF HOUSE BILLS

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Indergaard	Miller
Brostuen	Kamrath	Olson
Burkhart	Larson	Patten
Dubay	Lind	Regeth
Erickson, Divide.	Martin	Stucke
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Greene	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Brunsdale	Gronvold	Simonson
Cain	Handley	Tinnes
Drew	Jones	Trovatten
Eastgate	Lynch	Watt
Field	Matthaei	Whelan
Fowler	Murphy	Whitman

Absent and not voting:

Messrs.
Porter

So the bill passed and the title was agreed to.

Senator Patten moved that the vote by which House Bill No. 277 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Lynch: "I vote nay because I believe it is not in the interests of the taxpayers and it is simply to get somebody."

Senator Handley: "I shall have to vote nay on this bill for one reason, that is, that it carries a provision for building a power plant. I voted nay on that before and I shall have to vote nay on it at this time."

Senator Jones: "I hope the Senators won't pay any more attention to the orations we have heard here this afternoon than I have. I have worked at the contracting business all my life and I know that there never was a building built but what there were criticisms made of the contractors doing the work. I voted for the investigation of this Capitol building because there were rumors enough that we should investigate it but I cannot feel in my heart that we have found out enough to justify and further removal of anybody from this Capitol Building Commission and therefore I vote nay."

ROLL CALL

The question being on the adoption of the emergency clause on House Bill No. 277, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Martin	Thorson
Fine	McDonald	Wog
Fredrickson	Magnuson	
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Simonson
Brunsdale	Jones	Tinnes
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Eastgate	Miller	Whelan
Field	Murphy	Whitman
Fowler	Plath	

Absent and not voting:

Messrs.
Porter

So the emergency clause was declared lost.

The President announced the appointment of Senators Burkhart, Fowler, and Erickson of Kidder as the Senate Conference Committee on House Bill No. 207.

The President announced the appointment of Senators Fine, Miklethun and Brunsdale as the Senate Conference Committee on House Bill No. 93.

The President announced the appointment of Senators Greene, Plath and Lind as the Senate Conference Committee on House Bill No. 297.

Senator Fine moved that the Senate do now recess until 7:30 o'clock P. M.

Which motion prevailed.

FIFTY-NINTH DAY AFTER RECESS

Senate Chamber,
Bismarck, North Dakota,
March 2, 1933.

The Senate was called to order at 7:30 o'clock P. M., pursuant to recess taken, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Com-

mission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Concurrent Resolution No. H.

And the President signed the same in the presence of the Senate.

The President announced that the Senate was on the Fourth Order of Business.

PETITIONS AND COMMUNICATIONS

State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

March 2, 1933.

To the Senate of the
State of North Dakota:

I desire to inform the Senate that I have today received from Henry L. Stimson, Secretary of State of the United States, a certified copy of a resolution of Congress entitled "Joint Resolution Proposing Amendment to the Constitution of the United States," passed during the second session of the 72nd Congress of the United States, which is hereto

attached, so that you may have the resolution for such action as you see fit to take.

Very respectfully yours,

WILLIAM LANGER,
Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Regeth
Bangert	Indergaard	Simonson
Brostuen	Kamrath	Stucke
Brunsdale	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Eastgate	Martin	Trovatten
Field	McDonald	Watt
Fine	Marshall	Whitman
Fredrickson	Miklethun	Wog
Gronvold	Miller	
Hamilton	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Erickson, Divide	Patten
Drew	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Jones	Porter
Burkhart	Magnuson	Whelan
Fowler	Matthaei	
Greene	Plath	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to

the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Jones	Regeth
Bonzer	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fowler	Magnuson	Trovatten
Fredrickson	Marshall	Whelan
Greene	Miklethun	Whitman
Hamilton	Miller	Wog
Handley	Olson	
Indergaard	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Drew	Lynch
Brostuen	Eastgate	Murphy
Brunsdale	Field	Watt
Cain	Gronvold	

Absent and not voting:

Messrs.	Messrs.
Burkhart	Plath
Matthaei	Porter

So the bill passed and the title was agreed to.

Senator Greene moved to amend House Bill No. 74 as follows:

Following the word "board", page 1, line 7, Section 1, of the engrossed bill, change the period to a comma, and add "provided such time and place of meetings for the ensuing year shall be designated at the time of the annual meeting."

Which motion prevailed.

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Patten
Bonzer	Gronvold	Regeth
Burkhart	Hamilton	Simonson
Brunsdale	Handley	Stucke
Cain	Jones	Trout
Drew	Kamrath	Thorson
Erickson, Divide	Larson	Watt
Erickson, Kidder	Martin	Whelan
Field	McDonald	Wog
Fine	Marshall	
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Lind	Olson
Dubay	Lynch	Tinnes
Eastgate	Magnuson	Trovatten
Indergaard	Miklethun	

Absent and not voting:

Messrs.	Messrs.
Matthaei	Porter
Plath	Whitman

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bonzer moved that House Bill No. 148 be placed at the foot of the Calendar.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Handley	Olson

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Field	Magnuson	Whelan
Fine	Marshall	Wog
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Gronvold	Watt
Drew	Lynch	Whitman
Eastgate	Murphy	
Fowler	Trovatten	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Plath
Matthaei	Porter

So the bill passed and the title was agreed to.

Senator Fine moved that House Bill No. 7, as amended, be amended as follows:

That the figures "\$55,000.00" be stricken out and insert in lieu thereof "\$30,000.00."

Which motion was lost.

THIRD READING OF HOUSE BILLS

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Plath
Burkhart	Indergaard	Simonson

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Larson	Trovatten
Dubay	Lind	Watt
Erickson, Divide	Lynch	Whelan
Erickson, Kidder	McDonald	Whitman
Eastgate	Magnuson	Wog
Field	Marshall	
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Trout
Handley	Regeth	Thorson

Absent and not voting:

Messrs.	Messrs.
Martin	Porter
Matthaei	

So the bill passed and the title was agreed to.

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.

Matthaei

So the bill passed and the title was agreed to.

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.

Matthaei

Simonson

So the bill passed and the title was agreed to.

House Bill No. 15. 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 third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.
Indergaard	Simonson
Matthaei	

So the bill passed and the title was agreed to.

Senator Fine moved that House Bills Nos. 195 and 282 be placed at the head of the Calendar.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also,

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted

by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Erickson of Kidder asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Erickson of Kidder moved that House Bill No. 276 be recalled from the House.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Jones	Plath
Bonzer	Kamrath	Regeth
Brostuen	Larson	Stucke
Burkhart	Lind	Trout
Drew	Martin	Thorson
Dubay	McDonald	Trovatten
Fine	Magnuson	Watt
Fredrickson	Marshall	Whelan
Greene	Miklethun	Whitman
Handley	Olson	Wog
Indergaard	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Miller
Brunsdale	Fowler	Murphy
Cain	Gronvold	Porter
Erickson, Divide	Hamilton	Tinnes
Eastgate	Lynch	

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Simonson
Matthaei	

So the bill passed and the title was agreed to.

Senator Miklethun moved that the vote by which House Bill No. 195 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton moved to amend House Bill No. 282 as follows:

Page 1, Section 1, line 7, strike out the words "packing plants and slaughter houses" and insert in lieu thereof the language "packers operating packing plants and slaughter houses who are not subject to the jurisdiction of the United States Department of Agriculture."

Which motion was lost.

Senator Hamilton moved to amend House Bill No. 282 as follows:

Page 2, Section 2, line 6, strike out the sentence following period down to the period after 250 head.

Which motion was lost.

Senator Hamilton moved to amend House Bill No. 282 as follows:

Page 3, line 29, after the word "any" strike out the rest of the line and all of line 30.

Which motion was lost.

Senator Miller moved to amend House Bill No. 282 as follows:

Page 2, Section 2, line 3, after the word "weights" insert a comma and the following language; "not exceeding one for any one of such above plants, houses or points, who shall inspect all livestock scales and supervise all weighmasters" and add a comma.

Also, Page 2, Section 2, line 3, after the word "graders" add a comma and the following: "not to exceed one for each species of livestock" and add a comma and strike out "as may be necessary."

Which motion was lost.

Senator Hamilton moved to amend House Bill No. 282 as follows:

Page 3, Section 2, line 25, after the words "concentration points" insert the following: "provided that the owner or shipper of livestock or his representative shall have the right to waive the weighing and docking of livestock."

Which motion was lost.

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Drew	Lind	Stucke
Dubay	Martin	Trout
Fine	McDonald	Thorson
Fredrickson	Magnuson	Trovatten
Greene	Marshall	Watt
Handley	Miklethun	Wog
Indergaard	Olson	
Jones	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Bonzer	Gronvold	Tinnes
Brunsdale	Hamilton	Whelan
Cain	Lynch	Whitman
Erickson, Divide	Miller	
Eastgate	Murphy	

Absent and not voting:

Messrs.
Erickson, Kidder
Matthaei

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which House Bill No. 282 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Watt explained his vote as follows: "I am going to vote aye on this Bill notwithstanding the fact I don't approve of the Bill. If they had adopted the amendment of Senator Miller I believe it would have been workable, however, to give the farmers any benefits that there may be, I am going to vote aye."

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Miklethun	Whitman
Greene	Murphy	Wog
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Fine	Miller
Brunsdale	Jones	Tinnes
Erickson, Kidder	Matthaei	

So the bill passed and the title was agreed to.

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Watt

Messrs.	Messrs.	Messrs.
Eastgate	Matthaei	Whelan
Field	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Jones	Tinnes
Hamilton	Martin	

So the bill passed and the title was agreed to.

Senator Fredrickson asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1, of the engrossed bill, strike out the figure "\$352,265.67" and insert the following in lieu thereof: "\$455,272.67".

Strike out the six items under the heading "ADMINISTRATION", in Section 1, and in lieu thereof insert the following:

1. President's office	\$11,520.00
2. Business office	16,858.00
3. Registrar	13,551.00
4. Telephone Exchange	10,000.00
5. Publications and general printing	3,500.00
6. Divisional expense	1,000.00

Strike out the 15 items under the heading "EDUCATION", in Section 1, and in lieu thereof insert the following:

1. School of Agriculture	\$105,707.00
2. School of Mechanic Arts	82,600.00
3. School of Home Economics	37,891.00
4. School of Chemistry	35,874.00
5. School of Pharmacy	14,134.00
6. School of Veterinary Science	4,220.00
7. Education	14,404.00
8. School of Science & Literature	121,150.00

9. College of Library	17,919.00
10. Music (Band, Orchestra, etc.)	4,000.00
11. Military Science and Tactics, and Physical Education for men and women	9,000.00
12. Student Welfare	1,200.00
13. General Educational Expense	5,000.00

On page 2, under the heading "PHYSICAL PLANT", in item 5: Gas, Light, Power and Water, change the figure "\$30,000.00" to "\$36,000.00".

TOTAL MAINTENANCE	\$678,422.00
Less Estimated Income	317,000.00
TOTAL NET MAINTENANCE	\$361,422.00

On page 2, under "IMPROVEMENTS AND REPAIRS", add item 3 as follows:

3. Installing Electric Light Plant\$ 38,000.00
 Provided, however, that the Board of Administration shall not install said plant if electricity can be secured from other sources for 2c or less per kilowatt hour, flat rate.

On page 3, line 7, after the word "TOTAL", change the figure "\$352,265.87" to "\$455,272.67".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
 Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, strike out line 2 and line 3 to the word "or", and insert the following: "out of any moneys in the State Treasury, not otherwise appropriated the sum of \$10,000.00." Strike out the figures "\$10,000.00" in item 8 and insert the figures "\$20,000.00". Strike out the figures "\$192,873.00" in the Total and insert the figures "\$202,873.00". Add:

State Appropriation for Maintenance	\$ 10,000.00
Total	<u>\$212,873.00</u>
Less estimated income	202,873.00
Total net appropriation	<u>\$ 10,000.00</u>

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, of the engrossed bill, strike out the figures "\$63,333.04" and insert in lieu thereof the figures "\$97,224.18".

Item 5, Operating Expense, change the figure "\$70,000.00" to "\$100,000.00".

After "Total Net Maintenance" strike out the word "none" and insert "30,000.00".

MISCELLANEOUS:

Item 2. Change the figures "\$1,108.86" to "\$1,000.00".

BRANCH STATIONS:

Item 2. Edgeley	3,000.00
3. Hettinger	3,000.00
4. Langdon	3,000.00
5. Williston	3,000.00

TOTAL

	<u>\$ 97,224.18</u>
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And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the engrossed bill, change the figure "\$505,823.00" and in lieu thereof insert the following: "\$566,719.00".

In Section 1 under the heading "MAINTENANCE—EDUCATIONAL DEPARTMENT" strike out the twelve items thereunder and insert in lieu thereof the following:

1. College of Engineering	\$ 82,162.00
2. College of Liberal Arts	162,473.00
3. School of Commerce	29,443.00
4. School of Education	91,389.00
5. School of Law	24,587.00
6. School of Medicine	22,016.00
7. Military and Physical Training	9,000.00
8. Band and Orchestra	3,000.00
9. Library	21,540.00
10. Summer Session	26,782.00
11. Office of Dean of Women	5,380.00
12. General Educational Service	5,000.00
13. Dispensary	3,495.00

Under "MAINTENANCE—ADMINISTRATION" strike the first three items and insert the following:

1. President's office	12,359.00
2. Business office	15,951.00
3. Registrar's office	14,707.00

Under "MAINTENANCE—PROPERTY" strike item 2 and insert the following:

2. Buildings Maintenance, Including Janitors, Repairs, etc.	35,000.00
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Strike out the line beginning "TOTAL MAINTENANCE" and the next two lines and insert the following:

TOTAL MAINTENANCE	\$727,885.00
Less estimated income	215,200.00
NET MAINTENANCE	<u>\$512,685.00</u>

Under the heading "PUBLIC SERVICE" add sub-divisions c. and d. to item 1. as follows:

c. Substation, Minot	5,000.00
d. Substation, Fargo	4,000.00

Change the following 3 lines to read as follows:

TOTAL	\$ 30,376.00
Less local income	6,000.00
	24,376.00

Change the last line on page 3 to read as follows:

TOTAL FOR ALL PURPOSES	566,719.00
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And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 32; nays, 7; absent and not voting, 9; passed, 1.

Those voting in the affirmative were:

Bangert	Gronvold	Miller
Bonzer	Handley	Murphy
Brostuen	Kamrath	Olson
Brunsdale	Larson	Plath
Cain	Lind	Porter
Drew	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burkhart	Patten	Wog
Dubay	Regeth	
Greene	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Simonson
Erickson, Divide	Jones	Trout
Hamilton	Matthaei	Watt

Passed:

Messrs.
Fine

So the bill passed and the title was agreed to.

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 37; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brostuen	Handley	Regeth
Burkhart	Indergaard	Stucke
Brunsdale	Larson	Tinnes
Cain	Lynch	Trovatten
Drew	McDonald	Watt
Dubay	Magnuson	Whelan
Erickson, Kidder	Marshall	Whitman
Field	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Eastgate	Martin	Trout
Lind	Patten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Jones	Matthaei
Fine	Kamrath	Simonson

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and

proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling

common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Which the House has passed unchanged.

Also return:

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Also,

Senate Bill No. 334. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Also,

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 129.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 17; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Fredrickson	Miklethun
Bonzer	Greene	Murphy
Brostuen	Gronvold	Olson
Burkhart	Kamrath	Plath
Brunsdale	Larson	Simonson
Cain	Martin	Stucke
Drew	McDonald	Watt
Dubay	Magnuson	Whitman
Fowler	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lynch	Trout
Eastgate	Miller	Thorson
Field	Patten	Trovatten
Handley	Porter	Whelan
Indergaard	Regeth	Wog
Lind	Tinnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Jones
Erickson, Divide	Hamilton	Matthaei

So the bill passed and the title was agreed to.

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 33; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Marshall
Bangert	Fowler	Miklethun
Bonzer	Fredrickson	Miller
Brostuen	Greene	Plath
Burkhart	Gronvold	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Watt
Erickson, Kidder	McDonald	Whitman
Eastgate	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Handley	Patten	Trovatten
Indergaard	Porter	Whelan
Martin	Trout	
Murphy	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Hamilton	Matthaei
Fine	Jones	Olson

So the bill passed and the title was agreed to.

Senator Indergaard moved to amend House Bill No. 134 as follows:

Line 21, page 2 of the printed bill, strike out the last three words.

Line 22, page 2, change \$1.50 to \$1.00.

Which motion prevailed.

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Eastgate	Magnuson	Trovatten
Field	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.
Erickson, Kidder	Thorson
Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Jones	Watt
Fine	Kamrath	
Greene	Matthaei	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Was read the third 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, 19; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Magnuson
Brunsdale	Fredrickson	Miklethun
Cain	Gronvold	Olson
Drew	Hamilton	Regeth
Dubay	Larson	Simonson
Erickson, Kidder	Lynch	Stucke
Eastgate	Martin	Whitman
Field	McDonald	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Lind	Tinnes
Brostuen	Marshall	Trout
Burkhart	Miller	Thorson
Erickson, Divide	Murphy	Trovatten

Messrs.	Messrs.	Messrs.
Greene	Patten	Whelan
Handley	Plath	
Indergaard	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Jones	Matthaei
Fine	Kamrath	Watt

So the bill was declared lost.

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Plath
Burkhart	Hamilton	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Whelan
Eastgate	Magnuson	Whitman
Field	Marshall	Wog
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Olson	Trout
Handley	Patten	
Indergaard	Tinnes	

Absent and not voting:

Messrs.	Messrs.
Fine	Matthaei
Jones	Watt

So the bill passed and the title was agreed to.

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 11; nays, 33; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Magnuson
Brunsdale	Fredrickson	Simonson
Dubay	Gronvold	Whitman
Erickson, Kidder	McDonald	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Kamrath	Porter
Burkhart	Larson	Regeth
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	Miklethun	Thorson
Fowler	Miller	Trovatten
Greene	Murphy	Whelan
Hamilton	Olson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Marshall	Watt
Jones	Matthaei	

So the bill was declared lost.

Senator Trout moved that the vote by which House Bill No. 137 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Thorson
Bonzer	Hamilton	Trovatten
Brunsdale	Martin	Watt
Erickson, Divide	Magnuson	Whelan

Messrs.	Messrs.	Messrs.
Eastgate	Marshall	Whitman
Fowler	Murphy	Wog
Fredrickson	Plath	
Greene	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Kamrath	Patten
Cain	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Kidder	McDonald	Tinnes
Field	Miklethun	Trout

Absent and not voting:

Messrs.	Messrs.
Fine	Matthaei
Jones	

So the bill was declared lost.

Senator Brostuen moved that the vote by which House Bill No. 150 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Regeth
Drew	Kamrath	Stucke
Dubay	Larson	Trout
Erickson, Divide	Lind	Thorson
Erickson, Kidder	Martin	Watt
Field	Magnuson	Wog
Fine	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	McDonald	Tinnes
Eastgate	Murphy	Trovatten
Fowler	Porter	Whelan
Lynch	Simonson	Whitman

Absent and not voting:

Messrs.
Jones
Matthaei

So the bill passed and the title was agreed to.

Senator McDonald explained his vote as follows: "I vote nay on this bill because I object to convict made goods being sold in competition with free labor."

Senator Lynch moved that House Bill No. 161 be placed at the head of the Calendar.

Which motion prevailed.

Senator McDonald moved to amend House Bill No. 161 by striking out all of Sub-section No. 11.

Which motion was lost.

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miller
Bangert	Fredrickson	Murphy
Bonzer	Greene	Olson
Brostuen	Gronvold	Plath
Burkhart	Hamilton	Porter
Brunsdale	Handley	Regeth
Cain	Indergaard	Stucke
Drew	Kamrath	Trout
Dubay	Larson	Trovatten
Erickson, Divide	Lind	Watt
Erickson, Kidder	Lynch	Whelan
Eastgate	Magnuson	Whitman
Field	Marshall	Wog
Fine	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Martin	Patten	Thorson
McDonald	Simonson	

Absent and not voting:

Messrs.	Messrs.
Jones	Tinnes
Matthaei	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 36; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Magnuson
Bangert	Fredrickson	Marshall
Brostuen	Greene	Patten
Burkhart	Gronvold	Plath
Brunsdale	Hamilton	Regeth
Cain	Handley	Simonson
Dubay	Indergaard	Stucke
Erickson, Divide	Kamrath	Trout
Erickson, Kidder	Larson	Thorson
Eastgate	Lind	Watt
Field	Lynch	Whitman
Fine	McDonald	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drew	Murphy	Trovatten
Miklethun	Olson	Whelan
Miller	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Tinnes
Jones	Matthaei	

So the bill passed and the title was agreed to.

Senator Lynch moved that House Bill No. 222 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Brunsdale moved to amend House Bill No. 314 as follows:

Section 3, line 2 of the printed bill, change the fifth word which is "two" to "seven."

Which motion was lost.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 2, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has indefinitely postponed.

Very respectfully,
JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Marshall
Bangert	Fowler	Miklethun
Bonzer	Fredrickson	Miller
Brostuen	Hamilton	Olson
Burkhart	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Field	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Murphy	Watt
Eastgate	Patten	Whelan
Greene	Plath	Whitman
Gronvold	Porter	
Handley	Trovatten	

Absent and not voting:

Messrs.	Messrs.
Jones	Matthaei
Martin	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Wog moved that the vote by which House Bill No. 314 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Atkins moved that House Bill No. 326 be placed at the foot of the Calendar.

Which motion was lost.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mrs. John G. Plath, Mr. and Mrs. Floyd Plath, Davenport; C. F. Jensen, Valley City; Christ Sandlie, Bucyrus; Capt. George Fischer, Wahpeton; J. Arthur Engen, P. F. Orn, H. E. Solwick, Finley; Mrs. O. T. Forde, Mrs. A. W. Brazda, Mrs. H. W. Alm, Mandan; Mrs. R. W. Patten, Plaza; Selmer Erfjord, C. L. Reveland, Simon Anne, Orlando Odegard, Buxton; John Armburst, Belfield; E. A. Shirley, Minot; Chas. Weickert, Raub; Mr. and Mrs. J. G. Kjos, Mayville.

Senator Hamilton moved to place House Bill No. 326 at the foot of the Calendar.

Which motion prevailed.

Senator Fine moved to recess until 9:00 o'clock A. M.

Which motion prevailed.

SIDNEY A. PAPKE,
Secretary.

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

The Senate convened at 9:00 o'clock A. M., pursuant to recess, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Also:

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws

of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Also,

House Bill No. 146. A Bill for an Act to Amend and Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Also,

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Also,

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Also,

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Also,

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Also,

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Also,

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Also,

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Also,

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Also,

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

And the President signed the same in the presence of the Senate.

Senator Fredrickson asked unanimous consent to return to the Fifth Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Have had the same under consideration and return the same without recommendation.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judi-

cial Departments of the State Government, 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.

Have had the same under consideration and recommend that the same be amended as follows:

(Reference is made to the engrossed bill.)
Subdivision 3, Page 2

CLERKHIRE:

Item 2, Stenographers to Justices, strike out "\$6,209.28" and insert in lieu thereof "\$10,348.80".

Item 3, Postage, strike "\$875.00" and insert "\$750.00".

Item 4, Office Supplies, strike out "\$200.00 and insert in lieu thereof "\$400.00".

Item 7, Miscellaneous, strike out "\$400.00" and insert in lieu thereof "\$500.00".

TOTAL, strike out "\$66,184.28" and insert "\$70,548.80".

Subdivision 4, Page 3

Item 1, Salary, strike out the figures "\$3,584.00" and insert in lieu thereof "\$4,000.00".

TOTAL, strike out "\$13,034.00" and insert "\$13,450.00".

Subdivision 6, Page 3

CLERKHIRE:

Item 1, Deputy, strike out "\$3,584.00" and insert in lieu thereof "\$4,000.00".

Item 4, Recording Clerks, strike out "\$4,560.00" and insert in lieu thereof "\$6,400.00".

Office Supplies, strike out "\$800.00" and insert in lieu thereof "\$1,000.00".

Furniture and Fixtures, strike out "\$400.00" and insert in lieu thereof "\$600.00".

Printing and Lithographing, strike out "\$3,000.00" and insert in lieu thereof "\$3,600.00".

TOTAL, strike out "\$30,824.80" and insert "\$34,080.80".

Subdivision 7, Page 4

Item 2, Authenticated and Popular Editions, Session Laws 1933, strike out "\$3,000.00" and insert in lieu thereof "\$3,800.00".

TOTAL, "\$15,200.00".

Subdivision 8, Page 4

Clerkhire: After Item 3 add Item 3½, Assistant Voucher and Audit Clerk "\$2,280.00".

Item 7, Warrant Clerk, strike out "Warrant Clerk, \$2,280.00" and insert in lieu thereof "3 Warrant Clerks, \$6,840.00".

Item 10, Postage, strike the figures "\$2,200.00" and insert in lieu thereof "\$5,400.00".

TOTAL, strike out "\$46,966.72" and insert "\$57,006.72".

Subdivision 9, Page 5

Item 10, Postage, strike out "\$4,400.00" and insert in lieu thereof "\$6,400.00".

Item 11, Office Supplies, strike out "\$500.00" and insert in lieu thereof "\$900.00".

Item 12, Furniture and Fixtures, strike out "\$250.00" and insert in lieu thereof "\$500.00".

Item 13, Printing, strike out "\$1,000.00" and insert in lieu thereof "\$2,000.00".

Item 14, Miscellaneous, strike out "\$500.00" and insert in lieu thereof "\$700.00".

Add Item 14½, "Travel Expense, \$200.00".

TOTAL, strike out "\$36,870.00" and insert "\$40,920.16".

Subdivision 10, Page 5

Item 11, Travel Expense, strike out "\$300.00" and insert in lieu thereof "\$200.00".

TOTAL, strike out "\$23,273.76" and insert "\$23,173.76".

Subdivision 11, Page 6

Item 3, Postage, strike out "\$150.00" and insert in lieu thereof "\$300.00".

Item 8, Travel Expense, strike out "\$4,000.00" and insert in lieu thereof "\$6,000.00".

TOTAL, strike out "\$10,405.00" and insert "\$12,555.00".

Subdivision 12, Page 6

Item 3, Four Assistant Attorneys General, strike out "\$14,912.00" and insert in lieu thereof "\$18,432.00".

Add Item 3½, Special Assistant Attorneys General "\$2,750.00".

Strike out Item 11, "Cigarette Law Enforcement Fund, \$7,200.00".

TOTAL, strike out "\$50,612.00" and insert "\$49,682.00".

Subdivision 13, Page 7

Item 4, Stenographers and Clerks, strike out "\$5,520.00" and insert in lieu thereof "\$6,144.00".

Item 8, Printing, strike out "\$8,500.00" and insert in lieu thereof "\$10,000.00".

TOTAL, strike out "\$29,884.00" and insert "\$32,008.00".

Subdivision 14, Page 7

Add Item 1½, "Travel for Director Secondary Education, \$500.00".

Add Item 3½, "State Aid: For County Agricultural Schools, \$15,000.00".

TOTAL, strike out "\$15,480.00" and insert "\$30,980.00".

Subdivision 15, Page 7

Add Item 3½, "Stenographers, \$2,069.76".

Item 4, Postage, strike out "\$650.00" and insert in lieu thereof "\$850.00".

Item 5, Office Supplies, strike out "\$375.00" and insert in lieu thereof "\$475.00".

Item 6, Furniture and Fixtures, strike out "\$200.00" and insert in lieu thereof "\$100.00".

Item 7, Printing, strike out "\$1,800.00" and insert in lieu thereof "\$2,300.00".

Item 8, Miscellaneous, strike out "\$500.00" and insert in lieu thereof "\$700.00".

Item 9, Travel Expense, strike out "\$500.00" and insert in lieu thereof "\$700.00".

TOTAL, strike out "\$15,029.80" and insert "\$18,199.57".

Subdivision 16, Page 8

Item 5, Stenographers, strike out "\$2,069.76" and insert in lieu thereof "\$2,669.76".

Item 10, Miscellaneous, strike out "\$500.00" and insert in lieu thereof "\$600.00".

TOTAL, strike out "\$32,263.52" and insert "\$32,963.52".

Subdivision 17, Page 8

Add Item 2½, "Chief Clerk, \$2,620.80".

Item 3, Traffic Expert, strike out "\$4,608.00" and insert in lieu thereof "\$5,600.00".

Item 4, Assistant Traffic Expert, strike out "\$2,822.00" and insert in lieu thereof "\$3,360.00".

Item 5, Reporter, strike out "\$3,840.00" and insert in lieu thereof "\$4,000.00".

Item 6, Chief Engineer, strike out "\$4,608.00" and insert in lieu thereof "\$4,800.00".

Add Item 6½, "Assistant Engineer, \$3,000.00".

Item 12, Printing and Lithographing, strike out "\$1,500.00" and insert in lieu thereof "\$2,000.00".

TOTAL, strike out "\$80,834.40" and insert "\$88,836.80".

Subdivision 18, Page 9

Item 2, Assistant Elevator Accountant, strike out "\$2,784.00" and insert in lieu thereof, "\$2,816.00".

Add Item 2½, "Second Assistant Elevator Accountant, \$2,280.00".

Item 7, Printing and Lithographing, strike out "\$750.00" and insert in lieu thereof "\$1,000.00".

Item 9, Travel Expense and Car Exchange, strike out "\$3,000.00" and insert in lieu thereof "\$5,000.00".

TOTAL, strike out "\$17,053.00" and insert "\$21,615.00".

Subdivision 19, Page 9

Item 1, Salary, strike out "\$3,840.00" and insert in lieu thereof "\$4,800.00".

Add Item 2½, "Office Deputy, \$3,072.00".

Item 10, Four Stenographers, strike out "\$6,635.52" and insert in lieu thereof, "\$8,847.36".

Item 13, Furniture and Fixtures, strike out "\$200.00" and insert in lieu thereof "\$400.00".

Item 14, Printing, strike out "\$1,500.00" and insert in lieu thereof "\$2,000.00".

TOTAL, strike out "\$51,749.92" and insert "\$58,693.76".

Subdivision 20, Page 10

Item 1, Salary, strike out "\$4,800.00" and insert "\$6,000.00".

Item 2, Office Deputy, strike out "\$3,840.00" and insert in lieu thereof "\$4,500.00".

Item 3, 10 Deputy Examiners, strike out "\$29,260.80" and insert in lieu thereof "\$36,576.00".

Item 8, Printing, strike out "\$800.00" and insert in lieu thereof "\$1,000.00".

TOTAL, strike out "\$68,540.80" and insert "\$77,916.00".

Strike out all of Subdivision 21, after the words "STATE

TAX COMMISSIONER" and insert the following:

Salary	\$ 6,000.00
Clerkhire:	
Deputy Tax Commissioner and Assistants	18,720.00
General Property Assessment Clerk	2,280.00
Utility Assessment Clerk and Stenographer	2,280.00
Cashier and Bookkeeper	2,280.00
Stenographer and File Clerk	2,069.76
Stenographer and Clerk	2,069.76
Extra Clerkhire	560.00
3 Stenographers and Clerks	6,840.00
Postage	8,000.00
Office Supplies	1,400.00
Furniture and Fixtures	1,100.00
Printing	8,000.00
Miscellaneous	1,540.00
Travel Expense	5,000.00

GASOLINE TAX REFUND DIVISION:

Clerkhire:	
Stenographer and Chief Clerk	2,400.00
Refund Clerk and Machine Operator	1,800.00
Postage	1,000.00
Printing	800.00
Furniture and Fixtures	400.00
Office Supplies	200.00
Miscellaneous	100.00
TOTAL	\$ 74,839.52

Subdivision 22, Page 11

Item 2, Executive Secretary, strike out "\$3,584.00" and insert in lieu thereof "\$4,000.00".

Add Item 7½, "Supply Clerk, \$1,900.00".

Item 11, Printing, strike out "\$1,200.00" and insert in lieu thereof "\$1,000.00".

TOTAL, strike out "\$102,072.80" and insert "\$104,188.80".

Subdivision 24, Page 12

Item 5, Clerk, strike out "\$1,310.40" and insert in lieu thereof "\$1,440.00".

TOTAL, strike out "\$16,942.00" and insert "\$17,071.60".

Subdivision 25, Page 13

Item 1, Salary, strike out "\$3,840.00" and insert in lieu thereof "\$4,000.00".

Item 2, Clerkhire, strike out "\$500.00" and insert in lieu thereof "\$1,000.00".

Item 8, Travel Expense, strike out "\$2,000.00" and insert in lieu thereof "\$1,500.00".

TOTAL, strike out "\$12,540.00" and insert "\$12,700.00".

Subdivision 26, Page 13

Item 1, Salary, strike out "\$3,840.00" and insert in lieu thereof "\$4,000.00".

Strike out Item 2, "Clerk, \$2,280.00" and insert in lieu thereof "Assistant Adjutant General, \$3,840.00".

TOTAL, strike out "\$9,695.00" and insert "\$11,415.00".

Subdivision 27, Page 14

Item 1, Salary, strike out "\$3,200.00" and insert in lieu thereof "\$4,000.00".

TOTAL, strike out "\$6,000.80" and insert "\$6,800.80".

Subdivision 28, Page 14

Item 1, Clerkhire, strike out "\$1,000.00" and insert in lieu thereof "\$2,800.00".

TOTAL, strike out "\$2,850.00" and insert "\$4,650.00".

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fredrickson moved that House Bills Nos. 21, 22, 23, 25 and 26 be placed at the head of the Calendar.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Cain moved that the Senate do concur in the House amendment to Senate Bill No. 135.

Which motion prevailed.

Senator Miklethun moved that the Senate do concur in the House amendment to Senate Bill No. 105.

Which motion prevailed.

Senator Miklethun moved that the rules be suspended and that House Bill No. 105, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 32; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.
Drew

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Trout
Erickson, Kidder	Marshall	Thorson
Eastgate	Miller	Trovatten
Fowler	Murphy	Watt
Indergaard	Plath	
Jones	Porter	

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the Senate do not concur in the House amendment to Senate Bill No. 167 and that a Conference Committee be appointed.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

March 3, 1933.

To the Twenty-third Legislative Assembly,
Members of the House and Senate:

The present administration and Legislature were elected after a campaign in which definite promises and pledges were made to the people of this State. These promises and pledges must be kept. Faith must not be broken.

Almost all the pledges in respect to legislation have now been fulfilled by your honorable body. However, on this, the last day of the session, the assembly finds itself without the necessary legislation to safeguard the State's financial integrity. This, too, in face of closed schools, failing ad valorem taxes and weakened citizen morale.

It is most imperative that tax legislation be passed which will produce real money to meet every State obligation.

Bills have been introduced which if prudently considered would have taken care of this serious situation, but unfortunately, even yesterday the Legislature has refused to ratify measures which would have thoroughly taken care of the necessities.

There is yet time to recall this essential tax legislation and pass it to your credit and lasting benefit to your State.

Should you fail in your duty in this respect, it will be necessary for me to call you in special session so that the task, now, not yet accomplished, may be completed.

The cost of a special session would be ample for the school needs of many children and the responsibility for such disregard of our children will not easily be excused by the people of our State, and that responsibility is yours.

I realize that this is a time of extraordinary stress and you are beset with many personal anxieties but these tribulations must not blind you in your duties.

There is a Bill now before you, namely, Senate Bill No. 271, which will in a measure help to provide public funds. Also I recommend that you recall the indefinitely postponed sales tax bill and pass it with rates adequate to take care of the deficiencies that are bound to accrue in real estate bond interest and sinking funds, in which the State's financial integrity is so intimately involved.

I refer to Senate Bill No. 315, which is an emergency replacement measure limited in operation to two years and while it meets with some opposition in this period of stringency it is the only means available to accomplish your purpose.

The present is no time for political differences, no time for personal animosities. Our schools must continue to ring with the voices of our children. The financial structure must be maintained. North Dakota bonds must soar from 76 to par. I leave these matters in your hands.

Very respectfully yours,

WILLIAM LANGER,
Governor.

L:F

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has voted to recall from the Senate for further consideration Senate Bill No. 258, also Senate Bill No. 8, which the House has previously indefinitely postponed.

Also return:

House Bill No. 276, as requested.

Also,

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on

Senate Bill No. 18.

Also,

Senate Bill No. 102.

Also,

House Bill No. 297.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved that the rules be suspended and that Senate Bill No. 135, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Kamrath	Vegeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	McDonald	Watt
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Matthaei	Wog
Fowler	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Trout	Trovatten
Martin	Thorson	

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the Senate do not concur in the House amendment to Senate Bill No. 47, and that a Conference Committee be appointed.

Which motion prevailed.

The president announced the appointment of Senators Fredrickson, Atkins, and Erickson of Kidder as the Senate Conference Committee on Senate Bill No. 47.

Senator Erickson of Kidder moved that the action by the Senate on the Committee report on House Bill No. 276 be reconsidered.

Which motion prevailed.

Senator Erickson of Kidder moved that House Bill No. 276 be placed on the Calendar.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Stucke moved that the Senate do not concur in the House amendment to Senate Bill No. 23, and that a Conference Committee be appointed.

Which motion prevailed.

Senator Fine asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

REPORT OF SELECT COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the title, after the word "Companies" add a comma and insert the following: "State Fire and Tornado Fund".

In Section 1, line 9, after the word "Companies" add a comma and insert the following: "State Fire and Tornado Fund or in Old Line Fire Insurance Companies; provided that no such insurance may be so placed by any school board or township board except in Companies duly authorized under the laws of the State to do business in the State of North Dakota."

Strike out all of the House amendments.

For the Senate

P. J. MURPHY,
NELS MAGNUSON,
L. O. FREDRICKSON.

For the House

R. A. OWINGS,
J. E. STOA,
M. H. HOLTE.

And when so amended recommend the same do pass.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was accepted.

Senator Magnuson moved that the rules be suspended and Senate Bill No. 102, as amended, be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Marshall
Bangert	Fredrickson	Matthaei
Bonzer	Greene	Miller
Brostuen	Gronvold	Murphy
Burkhart	Hamilton	Patten
Brunsdale	Handley	Plath
Cain	Indergaard	Porter

Messrs.	Messrs.	Messrs.
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Watt
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fine	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Regeth
Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jones	Thorson	Trovatten
Trout		

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate

J. K. BROSTUEN,
P. J. MURPHY,
GUST WOG.

For the House

OLE ETTESTAD,
F. W. ERICKSON,
K. A. FITCH.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 118, as amended, be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3;

Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Burke	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Eastgate	McDonald	Watt
Field	Magnuson	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Marshall	Thorson
Greene	Trout	Trovatten
Jones		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill:

In line 14, the Senate accept the House amendment of \$500.00 in lieu of \$620.00. In line 10, Senate accept the House amendment to strike out all of line 10. In line 11, the Senate accepts House amendment to strike out \$500.00 and to place in lieu thereof \$375.00. In line 13, strike out the figures \$12,500.00 and insert in lieu thereof the figures

\$10,000.00. In lines 3 and 16, (Total) strike out the figures \$22,320.00 and insert in lieu thereof the figures \$19,325.00.

For the House

H. R. SOLBERG,
R. C. SANNES,
J. M. THOMPSON.

For the Senate

C. W. FINE,
J. E. EASTGATE,
A. S. MARSHALL.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, and that the Conference Committee be discharged, which motion prevailed and the report was adopted.

Senator Fine moved that the rules be suspended and Senate Bill No. 18, as amended, be considered properly re-engrossed and placed upon Third Reading and final passage.

Which motion prevailed.

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Matthaei	Thorson
Hamilton	Plath	Trovatten
Jones	Trout	

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Erickson of Kidder, Stucke and Gronvold as a Conference Committee on Senate Bill No. 167.

The President announced the appointment of Senators Magnuson, Dubay and Atkins as a Conference Committee on Senate Bill No. 23.

THIRD READING OF HOUSE BILLS

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Porter
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fowler	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Regeth	Wog
Patten	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Plath
Fine	Miklethun	Thorson

So the bill passed and the title was agreed to.

House 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 Motor Vehicle Registration Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Indergaard

Absent and not voting.

Messrs.	Messrs.	Messrs.
Brunsdale	Jones	Murphy
Fine	Miklethun	Thorson

So the bill passed and the title was agreed to.

Senator Watt explained his vote as follows: "I am voting for this appropriation for the Motor Vehicle Department. This amount is only \$25,000.00 less than it would have been if the Department had stayed in Bismarck. It is being put back to the Counties with a saving of only \$25,000.00. This is a measure certainly not in the way of economy, but I vote aye notwithstanding."

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Matthaei
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Plath
Cain	Jones	Porter
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trovatten
Erickson, Kidder	Martin	Watt
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fowler	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Regeth	Wog
Patten	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Kamrath	Simonson
Fine	Miklethun	Thorson

So the bill passed and the title was agreed to.

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Miller
Bonzer	Hamilton	Murphy
Brostuen	Handley	Olson
Burkhart	Jones	Plath
Brunsdale	Kamrath	Porter
Cain	Larson	Regeth
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trovatten
Eastgate	McDonald	Watt

Messrs.	Messrs.	Messrs.
Field	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Matthaei	

Those voting in the negative were:

Messrs.	Messrs.
Indergaard	Trout
Patten	Wog

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Simonson
Fine	Thorson

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of

North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also

Senate Concurrent Resolution No. H. Relative to a proposed amendment to the Constitution of the United States of America.

Which the Speaker has signed.

Also transmit:

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 334. A Bill for an Act Permitting the Receiving of Evidence from a Person Occupying a Confidential Position Upon Waiver by the Heirs or Representatives of the Deceased Person.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada

and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also,

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Marshall
Bangert	Greene	Matthaei
Bonzer	Gronvold	Miller
Brostuen	Hamilton	Murphy
Burkhart	Handley	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trovatten
Eastgate	Martin	Watt
Field	McDonald	Whelan
Fowler	Magnuson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Indergaard	Regeth	Wog
Patten	Trout	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Miklethun	Thorson
Fine	Simonson	

So the bill passed and the title was agreed to.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that House Bill No. 320 be placed on the Calendar.

Which motion prevailed.

Senator Bonzer moved that the President appoint a committee of seven to confer with a like committee of the House to consider the message from the Governor.

Which motion prevailed.

SENATE RESOLUTION NO. A-12

Introduced by Senator Martin.

WHEREAS: It has been the custom since statehood to present the presiding officer of the Senate with the chair which he has occupied during the session; and:

WHEREAS: In addition to custom, the Honorable Ole Olson has presided during this session with honor to himself and with credit to the state, and in his declining days, the presence of this chair may remind him of a duty faithfully performed; therefore:

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA THAT:

The Senate present the presiding officer with the chair which he now occupies to keep and retain as a lasting mark of appreciation of the Senators over whom he presided.

Senator Martin moved for the adoption of Senate Resolution No. A-12, and the Resolution carried unanimously.

President Olson: "I want to extend my appreciation, although I doubt whether or not you have the right to give away the furniture, nevertheless I appreciate your thoughtfulness and I thank you."

Senate Concurrent Resolution No. "BB" was introduced by the Joint Committee on Employment and read from the desk.

Senator Hamilton moved that action on Senate Concurrent Resolution No. "BB" be deferred until after 2:00 o'clock.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Conven-

tion of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.
Erickson, Kidder	Thorson
Fine	

So the bill passed and the title was agreed to.

Senator Bangert explained his vote as follows: "I am satisfied that this Legislative body has not the right constitutional to declare rates for the Railroad Commission, nevertheless, I am voting aye."

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Kamrath	Porter
Brunsdale	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Tinnes
Eastgate	McDonald	Trout
Field	Magnuson	Trovatten
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Jones	Watt
Erickson, Kidder	Olson	
Fine	Thorson	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Whelan
Eastgate	Marshall	Whitman
Fowler	Matthaei	Wog
Fredrickson	Miklethun	
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Jones	Thorson
Fine	Olson	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bangert moved that House Bill No. 144 be placed at the foot of the calendar.

Which motion was lost.

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Field	McDonald	Trout
Fine	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Eastgate	Porter
Cain	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Martin	Trovatten
Hamilton	Thorson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fowler moved to amend House Bill No. 245 as follows:

Make the language "awarding to residents of North Dakota and giving preference to residents of North Dakota" in capitals, adding a period and bracket; start the next word "in" with a Capital "I".

Which motion prevailed.

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.
Field	Miller
Hamilton	Thorson

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Regeht
Burkhart	Indergaard	Simonson
Brunsdale	Jones	Stucke
Cain	Kamrath	Tinnes
Drew	Lynch	Trout
Dubay	McDonald	Trovatten
Erickson, Divide	Magnuson	Watt
Eastgate	Marshall	Whelan
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Lind	Porter
Field	Martin	Thorson
Larson	Miller	Whitman

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Fredrickson, Hamilton, Bonzer, Burkhart, Fowler, Brostuen, and Watt as a Committee to confer with a like Committee from the House to consider the Message from the Governor.

The President requested Senator Hamilton, President pro tem, to take the Chair.

Senator McDonald asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator McDonald moved that House Bill No. 212 be placed at the foot of the Calendar.

Which motion prevailed.

Senator McDonald moved that House Bill No. 228 be placed at the foot of the Calendar.

Which motion was lost.

THIRD READING OF HOUSE BILLS

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as De-

fined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Burkhart	Kamrath	Plath
Brunsdale	Larson	Porter
Cain	Lynch	Simonson
Drew	Martin	Stucke
Dubay	McDonald	Tinnes
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Whitman
Eastgate	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Trout
Brostuen	Jones	Watt
Fine	Lind	Whelan
Greene	Patten	
Handley	Regeth	

Absent and not voting:

Messrs.
Field
Thorson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

EXPLANATION OF VOTES

Senator Bangert: "This is another one of those bills which permits the municipalities to continue to go into debt and issue bonds without the vote of the people. It seems to me it should be time for this Legislature to halt in such proceedings and I therefore vote nay."

Senator Burkhart: "I am of the same opinion as Senator Bangert with respect to one thing that is mentioned in this bill, that it gives the municipality unlimited authority but as I see it, it is only to refund outstanding certificates of indebtedness and for that reason I vote aye."

Senator Fowler: "This bill was first killed by the House then recalled at the request of the Bank of North Dakota

because of the fact that some situation existed with respect to certain municipalities that were advised to refund their indebtedness by the issuance of these bonds and I think there were sufficient safeguards thrown about these bonds to fully protect it and therefore I vote aye."

Senator Greene: "I was on this Committee and it appeared to me that while this was to take care of a special circumstance, that it still threw that matter wide open for any other city to double up on their indebtedness and therefore I vote nay."

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.
Brostuen
Thorson

So the bill passed and the title was agreed to.

FRIDAY, MARCH 3, 1933

1257

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 3, 1933.

To the Senate of the Twenty-third Legislative Assembly of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Very respectfully yours,

WILLIAM LANGER,
Governor.

Senator Cain moved to amend House Bill No. 228 as follows:

After the word "effect" in Section 3, add "Provided further that the board be and hereby is empowered and authorized to engage in the manufacturing and sale of other products in general use in the State of North Dakota."

Which motion was lost.

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Was read the third 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, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Miklethun
Brostuen	Handley	Miller
Burkhart	Indergaard	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Lind	Regeth
Erickson, Kidder	Martin	Stucke
Fine	Magnuson	Trout
Greene	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Plath
Bangert	Gronvold	Porter
Brunsdale	Jones	Simonson
Cain	Larson	Tinnes
Drew	Lynch	Trovatten
Eastgate	McDonald	Watt
Field	Matthaei	Whelan
Fowler	Murphy	Whitman

Absent and not voting:

Messrs.
Thorson

So the bill was declared lost.

EXPLANATION OF VOTES

Senator Bangert: "My understanding during the last campaign was that industries of the State would not be extended during the present economic conditions. I propose to keep my faith with my people and therefore I vote Nay."

Senator Burkhart: "I believe it was the understanding in this last campaign that some of these things that are spoken of would be made at the State Prison. I believe the people want it that way so I vote aye."

Senator Drew: "I am not particularly opposed to this Bill but we have just voted to try the Tannery at the Penitentiary and I think that will be enough for this time. Let us wait two years to try this".

Senator Greene: "I recognize this prison labor problem is one of the big problems but I have been informed repeatedly that all of our license tags and highway signs are now made in prisons of other states and I cannot see as there is any difference whether we buy outside prison labor or our own. I vote aye."

Senator Jones: "I was on the committee when this Bill was brought up. I wonder if any of the Senators think that anything can be saved at 6¼c. It would take many years to pay for the machinery at that rate before we could get a cent back even if we get the work done for nothing. I vote nay."

Senator McDonald: "I vote nay on this Bill. The reason is that it is not proper for convicts to make these tags and put free labor out of work."

The President, O. H. Olson, returned to the Chair.

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

REPORT OF SELECT COMMITTEES

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Begs leave to report that the committee cannot agree and recommend that the committee be discharged and a new committee be appointed.

Senator's Signature

C. W. FINE,
JOHN L. MIKLETHUN,
C. N. BRUNSDALE.

C. W. FINE,
Chairman.

Senator Fine moved that the report of the Select Committee be adopted, the Conference Committee discharged and a new Conference Committee appointed.

Which motion prevailed.

Senator McDonald moved that the vote by which House Bill No. 228 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was seconded.

Senator Erickson of Kidder demanded a Roll Call.

ROLL CALL

The question being on the adoption of the clincher motion on House Bill No. 228, the roll was called and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Porter
Brunsdale	Larson	Simonson
Cain	Lynch	Trovatten
Eastgate	McDonald	Watt
Field	Matthaei	Whelan
Fowler	Murphy	Whitman
Gronvold	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miller
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten

Messrs.	Messrs.	Messrs.
Burkhart	Indergaard	Regeth
Drew	Kamrath	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	Magnuson	Wog
Fine	Marshall	
Fredrickson	Miklethun	

Absent and not voting:

Messrs.
Thorson

So the clincher motion was declared lost.

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Olson
Burkhart	Indergaard	Patten
Dubay	Kamrath	Regeth
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Trout
Fine	Magnuson	Wog
Fredrickson	Marshall	
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Plath
Bangert	Gronvold	Porter
Bonzer	Jones	Simonson
Brunsdale	Larson	Tinnes
Cain	Lynch	Trovatten
Drew	McDonald	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fowler	Murphy	

Absent and not voting:

Messrs.
Thorson

So the bill was declared lost.

Senator Whelan moved that the vote by which House Bill No. 288 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator McDonald explained his vote as follows: "If things keep on being manufactured at the penitentiary I will be one of the paupers mentioned here. I don't want to be kept warm under a convict made blanket, so I vote nay."

Senator Fine moved that the Senate do now recess until 1:15 o'clock p. m.

Which motion prevailed.

The Senate reconvened at 1:15 o'clock p. m., pursuant to recess taken, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden, and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Also

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Also,

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

And the President signed the same in the presence of the Senate.

Senator Miklethun moved that Senate Bills Nos. 258 and 8 be returned to the House pursuant to their request.

Which motion prevailed.

Senator Greene moved that further action on House Bill No. 263 be indefinitely postponed.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Miklethun
Burkhart	Jones	Miller
Dubay	Kamrath	Olson
Erickson, Divide	Larson	Patten
Erickson, Kidder	Lind	Regeth
Fine	Martin	Simonson
Fredrickson	McDonald	Stucke
Greene	Marshall	Thorson
Handley	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Plath
Bangert	Field	Porter
Brostuen	Fowler	Tinnes
Brunsdale	Gronvold	Watt
Cain	Lynch	Whelan
Drew	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.
Hamilton	Trout
Magnuson	Trovatten

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Plath
Bonzer	Gronvold	Porter
Burkhart	Indergaard	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lynch	Trovatten
Dubay	Martin	Watt
Erickson, Kidder	McDonald	Whitman
Eastgate	Marshall	Wog
Field	Matthaei	
Fowler	Miller	

Those voting in the negative were:

Brostuen	Lind	Regeth
Erickson, Divide	Miklethun	Trout
Fine	Olson	Thorson
Handley	Patten	Whelan

Absent and not voting:

Messrs.	Messrs.
Hamilton	Magnuson
Jones	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will

Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Miklethun
Burkhart	Indergaard	Olson
Drew	Jones	Patten
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Fine	Martin	Tinnes
Fredrickson	McDonald	Trout
Greene	Marshall	Thorson
Hamilton	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bangert	Gronvold	Trovatten
Brunsdale	Lynch	Watt
Cain	Miller	Whelan
Eastgate	Murphy	Whitman
Field	Plath	

Absent and not voting:

Messrs.
Bonzer
Magnuson

So the bill passed and the title was agreed to.

Senator Fine moved that the vote by which House Bill No. 182 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fine moved that House Bill No. 98 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Olson
Brostuen	Kamrath	Patten
Burkhart	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Martin	Stucke
Fine	McDonald	Tinnes
Fredrickson	Magnuson	Thorson
Greene	Marshall	Wog
Hamilton	Matthaei	
Handley	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Bonzer	Fowler	Trovatten
Brunsdale	Gronvold	Watt
Cain	Jones	Whelan
Drew	Lynch	Whitman
Erickson, Kidder	Murphy	
Eastgate	Plath	

Absent and not voting:

Messrs.
Miller
Trout

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Miklethun moved that the vote by which House Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Indergaard explained his vote as follows: "Although I shall not come under this act, I do believe it is justified at this time. I vote aye."

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Brostuen	Jones	Olson
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Martin	Stucke
Fine	McDonald	Tinnes
Greene	Magnuson	Trout
Hamilton	Marshall	Thorson
Handley	Matthaei	Wog
Indergaard	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Bangert	Fowler	Trovatten
Bonzer	Fredrickson	Watt
Brunsdale	Gronvold	Whelan
Cain	Lynch	Whitman
Drew	Murphy	
Eastgate	Plath	

Absent and not voting:

Messrs.
Miller

So the bill passed and the title was agreed to.

Senator Fine moved that the vote by which House Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Tinnes asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Tinnes moved that the vote by which House Bill No. 228 was lost be reconsidered.

Which motion prevailed.

Senator Tinnes moved that House Bill No. 228 be placed at the head of the Calendar.

Which motion prevailed.

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Martin	Tinnes
Fine	Magnuson	Trout
Greene	Marshall	Thorson
Hamilton	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bangert	Gronvold	Simonson
Brunsdale	Jones	Trovatten
Cain	Lynch	Watt
Drew	McDonald	Whelan
Eastgate	Matthaei	Whitman
Field	Murphy	
Fowler	Plath	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Erickson moved that the vote by which House Bill No. 228 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Tinnes explained his vote as follows:

"I vote aye on this bill because its passage can in no way injure any of the free workers of the State. And it will be a matter of economy to have the prisoners do this work.

"That it is a practical measure is shown by the fact that more than three-fifths of the states of the Union now make use of the labor of prisoners in this manner.

"I have voted no on every bill to extend the manufacturing activities of the State, but this bill is in a different class. It will in no way injure free labor. I vote aye."

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 6; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Plath
Bangert	Kamrath	Porter
Brostuen	Larson	Regeth
Burkhart	Lind	Simonson
Brunsdale	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Field	Marshall	Trovatten
Fine	Matthaei	Watt
Fowler	Miklethun	Whelan
Greene	Miller	Whitman
Hamilton	Murphy	Wog
Handley	Olson	
Indergaard	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Drew	Fredrickson
Cain	Eastgate	Gronvold

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed.

SIXTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
March 3, 1933.

The Senate convened pursuant to adjournment, the President, O. H. Olson, presiding.

Prayer by the Chaplain, Rev. Van Horn.

Roll call: All Senators were present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-eighth Day after recess and Fifty-ninth Day and recommend that the same be corrected as follows:

On page 39, strike out the result of the roll call on House Bill No. 167, and insert the following: "Ayes, 40; nays, 7;

absent and not voting, 2" and show that Senator Indergaard voted in the negative.

And when so corrected recommend that the same be approved.

H. A. FIELD,
Chairman.

Senator Field moved that the report be adpoted, which motion prevailed and the report was adopted.

Senator Hamilton asked unanimous consent to proceed to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that the Courtesies of the Floor be extended to the State Farm Relief Conference Committee.

Which motion prevailed.

Senator Fredrickson moved that House Bills Nos. 3, 14 and 16 be placed at the head of the Calendar.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 76 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Brunsdale moved that the vote by which House Bill No. 148 was passed be reconsidered.

Which motion prevailed.

Senator Brunsdale moved to amend House Bill No. 148 as follows:

Line 32, page 2, "the primary" and centers, inserting a period after the word "market".

Which motion prevailed.

Senator Brunsdale moved that House Bill No. 148 be placed at the head of the Calendar.

Which motion prevailed.

Senator Hamilton introduced:

Senate Resolution No. A-13.

WHEREAS, William Laist, the custodian of the Capitol Building, has served the State in that humble capacity for thirty-eight years, during which time he has unstintedly given of the best he had for the good of the State, and has, on innumerable occasions, contributed to the convenience and comfort of our Legislative Assemblies that have met during his tenure of employment and he has been especially courteous, gracious and accommodating to the closing session,

NOW, THEREFORE, BE IT RESOLVED By the Senate of the State of North Dakota, that we extend to the said William Laist our thanks for, and appreciation of his many courteous contributions to our comfort.

Senator Hamilton moved that the Resolution be adopted.

Which motion prevailed.

Senator Hamilton announced that it had been resolved that each Senator might take the cushion from his chair with him at the close of the Session.

Which resolution was adopted.

Senator Bangert moved that House Bill No. 148 be placed upon Third Reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

The President announced the appointment of Senators Miklethun, Drew and Olson as a Conference Committee on House Bill No. 93.

The President announced the Senate was on the Fourth Order of Business.

PETITIONS AND COMMUNICATIONS

A communication was received from J. H. Sinclair, U. S. Congressman, Washington, D. C., acknowledging receipt of Senate Resolution A-6.

A telegram was presented, signed by the Fargo Citizens, urging passage of House Bill No. 69.

Was referred to the Committee on Cities and Municipal Corporations.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

Senate Bill No. 120. A Bill for an Act to amend and reenact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Were delivered to the Governor for his approval at the hour of 2:25 o'clock, March 3, 1933.

TOM WHELAN,
Chairman.

THIRD READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for which such Appropriations shall be Available, and Repealing all Acts, or Parts of Acts, insofar as the Same shall Relate to Appropriations Conflicting herewith or to Appropriations for the Same Matters or Purposes Provided for herein.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miklethun
Bangert	Gronvold	Murphy

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Thorson
Eastgate	Martin	Trovatten
Field	McDonald	Watt
Fine	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.
Drew	Patten
Miller	Trout

So the bill passed and the title was agreed to.

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Plath
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Trovatten
Eastgate	McDonald	Watt
Field	Magnuson	Whitman
Fine	Marshall	Wog
Fowler	Matthaei	
Fredrickson	Miklethun	

Absent and not voting:

Bonzer	Patten	Thorson
Indergaard	Porter	Whelan

So the bill passed and the title was agreed to.

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Indergaard
Trovatten

So the bill passed and the title was agreed to.

Senator Fine moved that House Bill No. 287 be placed at the Head of the Calendar.

Which motion prevailed.

Senator Fine moved that the Senate do defer action on the final passage of House Bill No. 287 for the purpose of extending the courtesies of the Senate to the Committee of the State Farm Relief.

Which motion prevailed.

Senator Fine moved that the Senate do now recess for thirty minutes.

Which motion prevailed.

The President invited the Committee of the State Farm Relief Conference to come to the rostrum to present their petitions.

The Senate re-convened pursuant to recess taken, the President, O. H. Olson, presiding.

The President remarked as follows:

"This meeting reminds me of the meeting in 1915, seventeen years ago. What kind of a "March" will we have seventeen years from now is what I am wondering."

Senator Fine moved that the demand of the Committee of the State Farm Relief Conference in regard to printing their demands in the Senate Journal, be acquiesced in.

Which motion prevailed.

NORTH DAKOTA FARMERS STATE RELIEF CONFERENCE

PREAMBLE TO DEMANDS

We farmer delegates of North Dakota have united upon a program of action for which we declare ourselves ready to fight to the last ditch. The North Dakota Farmers Conference which draws up this program has deliberately excluded business men, politicians, and salaried farm "leaders" who have different interests to serve than those of dirt farmers. Just as deliberately we have called for advice from accredited representatives of city unemployed workers, white and colored, because we realize that they are fighting the same forces which are attempting to crush us. We declare ourselves ready to unite our strength with farmers and city workers of the whole country.

Knowing that our power lies in united mass action, we are determined to smash all prejudices which may be used to divide us. We have rubbed out county and state lines. To us no farmer though he come from across the continent is called an "outsider". On the contrary we want real farmer speakers and organizers to keep moving across the country carrying the message of united mass action.

When the agents of the business men and the bankers try to raise the "red scare" by attacking our program as "radical", we know that they are really trying to divide our ranks. We don't care what our program is called so long as our case is just and it fills our basic needs. We are a united front of rank and file farmers of all political parties and all farm organizations, and we will call on all farmers everywhere to unite with us to win better living conditions for our families.

We the farmers of North Dakota are faced with distress, cold, and starvation as our reward for producing a great portion of the nation's spring wheat and other crops. We resent this unnecessary suffering in the midst of plenty. We declare ourselves disgusted and in revolt against the bankers and other business men whose mad scramble for profits has brought on this ruin. We, the farmers, believe the city workers will unite with us in forcing drastic changes in our economic system which has always held farmers and workers

alike in a condition of poverty. We believe that our labor in producing food entitles us to a high standard of living. These demands are just a beginning, they only cover our most pressing immediate needs. But we will not rest until we have won not only relief, and full security of our homes and property, but also our rightful share of the great wealth of this country.

In this emergency we expect the legislature of North Dakota to sweep aside all obstacles and take action on these demands. If necessary a special session must be called at once. If the legislature fails, we must take action ourselves to protect the homes and lives of all farmers and workers.

**PROGRAM OF THE NORTH DAKOTA FARMERS
RELIEF CONFERENCE**

B I S M A R C K, N O R T H D A K O T A

March 1-2-3, 1933

WE FARMERS are making three basic demands:

1. We demand speedy **RELIEF** from the present distress.
2. We demand **SECURITY** in the possession of our farms, stock, machinery, and household goods.
3. We demand a **RISE IN OUR STANDARDS OF LIV-
IN** by a fair participation in the national wealth.

Grouped under these three heads, our demands follow:

1. RELIEF

1. **CASH RELIEF:** Today on thousands of North Dakota farms there is no cash with which to buy clothes or fuel, or repair drafty, leaky houses. Whole families are badly clothed and badly fed and when these conditions bring on sickness there is no money for medicine or dental care. Cash Relief must immediately be appropriated to cover the needs of all such families during the period between now and when the legislature convenes again.
2. **RELIEF IN KIND:** Much of the relief required by both farmers and city unemployed is food products and supplies. These should be bought directly from the farmers at a price above the cost of production. The processing and transportation of these food products and other relief supplies should be handled so as to prevent profits to the food monopolies and transportation companies during the period of the economic crisis.
3. **ADMINISTRATION OF RELIEF FOR FARMERS:** We demand that the determination of how much relief is needed by each family, and the administration of that relief be placed in the hands of local committees of rank and file farmers and workers who need relief and who

have no political or business interests to serve. These committees must be selected by a mass meeting of all the farmers and workers.

4. SOURCE OF RELIEF FUNDS: IN answer to the statements made by professional relief organizations that it is impossible to raise a large amount necessary for relief, we demand that amongst others the following sources of funds be tapped:
 - (a) Heavy tax on high incomes, industries and corporations.
 - (b) Reconstruction Finance Corporation.
 - (c) Diversion of funds appropriated for the County Agent and agricultural Extension Department to relief.

II. SECURITY

1. NO EVICTIONS: Because of this national crisis, the legislature must declare all foreclosures, seizure of property and evictions illegal until March 1, 1935, as affecting farmers and workers.
2. DEBT HOLIDAY: Cancellation of all back farm taxes, feed and seed loans, and delinquent interest on notes and mortgages. A moratorium until March 1, 1935, on delinquent farm taxes, mortgage payments, interest and rents for all farmers living on and operating such farms.
3. NO DEFICIENCY JUDGMENTS: We demand the unconditional repeal of the deficiency judgment law, covering all cases dating back to July 1, 1929.
4. VOTING RIGHTS: Cancellation or moratorium of taxes or debts shall not be used as a basis for limiting any citizen's voting rights.

III. RISE IN STANDARD OF LIVING

1. Abolition of the state militia, the funds for its support to be transferred to public schools.
2. Recognizing that when farmers sell their crops, and when city consumers buy food supplies, that both are robbed there should be formed a price-regulating body of actual consumers and farmers whose duty shall be to reduce prices to consumers and raise prices for all farm products sold.
3. (a) The defeat of any legislation attempting to raise farm prices by putting an increased load on the consumer, leaving middlemen their usual swollen profits.
- (b) The defeat of any legislation which attempts to curtail the production of food on the theory that there is a "surplus." We declare that with 15,-

000,000 unemployed city workers and their families, many of whom are suffering hunger, and with serious undernourishment in many farming sections, any talk of a "surplus" of food is a hideous crime.

- (c) We go on record against the various forms of the Domestic Allotment Plan because they propose both to load the burden on the consumer without touching the middlemen, and also because they propose to cut production sharply.
4. Enactment of legislation supplying production credit to all farmers so as to insure a basis for national consumption at normal levels. This credit must not be restricted to those farmers who still have collateral. It should be administered by local committees of rank and file farmers.
 5. We demand that all elementary and secondary schools in the state be kept open.

RESOLUTIONS

1. BE IT RESOLVED that this Conference go on record as supporting the demands of workers and farmers for immediate cash relief, medical, dental and hospital care, old-age and disabled pensions and social insurance.
2. BE IT RESOLVED, that this Conference go on record in favor of any and all measures that will loosen the grip of the power trust and give power rights without restriction to the people of the State.
3. WHEREAS, at a time when the farmers in the United States are suffering from starvation and misery, the United States government is expending millions on war preparations. And whereas munitions are being sent from the United States to Japan and to the warring countries of South America, which countries have been instigated by British and American imperialists in their rivalry for world supremacy. And whereas in the Far East, American imperialism is trying to seize territory, resources and markets at the expense of the other imperialist powers.

BE IT RESOLVED, that the Farmers' Relief Conference go on record as absolutely opposed to all imperialistic wars and therefore, we demand that all military forces of our Government be immediately removed from any foreign land, and also we demand the immediate transferring of all war funds to relief and educational purposes.

4. BE IT RESOLVED, that we demand a law to be passed to the effect that those who advocate imperialistic war must serve actively on the front. Those people who are opposed or have no desire to participate in any imperialistic war be exempted from active service.

5. BE IT RESOLVED, that we the Farmers and Workers of North Dakota assembled at the North Dakota State Relief Conference hereby declare our solidarity with the workers and farmers of the world regardless of race, color, or creed in their struggle for economic freedom from their common enemy, the Capitalistic class and especially with the masses of China and Germany at the present time.
6. BE IT RESOLVED, that we the delegates to North Dakota State Relief Conference vigorously oppose the imprisonment and persecution of Tom Mooney, the Scottsboro boys and other political prisoners, and demand their immediate unconditional release.
7. BE IT RESOLVED, that this Conference demands that our Government immediately recognize the Soviet Union.
8. WE DEMAND the repeal of all Vagrancy Laws now on the Statute Books of the State of North Dakota.
9. We, farmers and workers, of North Dakota believe that the soldiers' bonus is very small returns for the disruption and risk of life which the soldiers underwent when businessmen were making war profits. We therefore, demand the immediate payment of the bonus by the Federal Government.

PLAN OF ACTION

These demands are made to meet the emergency with which we are now faced. We are not willing to permit a condition to go on for long in which we are continually forced to fight for relief, while everything we need surrounds us in the greatest abundance. Yet as we face the future, we see no basis for expecting an improvement so long as the profit system goes on. There is no reason for expecting that the foreign markets which have been lost will be regained. There is no outlook for the reemployment of the 15,000,000 workers who now have no income. Therefore we are not urging plans for issuing currency or a dozen other schemes which do not change the cause of our distress.

Permanent relief from these terrible conditions can only come when a farmers and workers government comes into power which will control all production and distribution for use and not for profit. This will insure that farmers and workers receive their full share of the wealth which they produce. In a democracy all power is rightfully ours. We propose to use it.

THIRD READING OF HOUSE BILLS

Senator Fine moved that House Bill No. 287 be amended as follows:

In line 3 of the title after the word "series" add a capital "B" and enclose same in parenthesis; also change the figures

"\$2,412,000" to "\$1,000,000". The same change to be made in line 13, page 2 and line 12, page 9, Section 11.

Which motion prevailed.

The President requested Senator Hamilton, President pro tem, to take the Chair.

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 28; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Larson	Patten
Dubay	Lind	Regeth
Erickson, Divide	Martin	Simonson
Fine	McDonald	Stucke
Greene	Magnuson	Tinnes
Hamilton	Marshall	Trout
Handley	Matthaei	Thorson
Indergaard	Miklethun	Wog
Jones	Miller	
Kamrath	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Whelan
Drew	Murphy	Whitman
Eastgate	Plath	
Field	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Burkhart	Fredrickson
Bonzer	Erickson, Kidder	Watt
Brostuen	Fowler	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Hamilton moved to amend House Bill No. 326 as follows:

Add as Section 8 the following:

"The license fees thus collected by the State Auditor shall be remitted by the State Auditor to the State Treasurer, who shall credit the same to the Gasoline License Fund. The money in this fund shall be available for the payment of clerkhire, supplies and all other expenses entailed by the State Auditor in the administration and enforcement of this act. The unexpended balance remaining in the said Gasoline License Fund shall be transferred by the State Auditor as of June 30 of each year to the credit of the General Fund."

Which motion prevailed.

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 25; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Larson	Patten
Dubay	Martin	Simonson
Fine	McDonald	Stucke
Greene	Magnuson	Tinnes
Hamilton	Marshall	Trout
Handley	Matthaei	Whitman
Indergaard	Miklethun	Wog
Jones	Miller	
Kamrath	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Brunsdale	Gronvold	Regeth
Cain	Lind	Thorson
Drew	Lynch	Trovatten
Erickson, Divide	Murphy	Whelan
Eastgate	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Erickson, Kidder	Watt
Brostuen	Fowler	
Burkhart	Fredrickson	

So the bill passed and the title was agreed to.

Senator Miklethun moved that the vote by which House Bill No. 326 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was declared lost.

Senator Marshall moved that the Senate do now recess subject to the call of the President.

The Senate reconvened subject to the recess taken, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by

Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the

State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the rem-

edy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and de-

fining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Concurrent Resolution No. A.A.

Also

Senate Concurrent Resolution No. X.

Which the House has passed unchanged.

Also return:

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation

of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Which the House has amended.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Also,

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Also,

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 7, Thompson, Anderson of Sargent, and Opdahl.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 134, Twete, Niewoehner and Correll.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 93, Wolf, Erickson of McKenzie, and Piper.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 167, Savre, Dahl and Smith.

Also,

The Speaker has appointed as a Conference Committee on House Bills 23, 26 and 25, Lemke, Traynor and Strutz.

Also,

The Speaker has appointed as a Conference Committee on Senate Bill No. 47, Flannigan, Aljets and Peters.

Also,

The Speaker has appointed as a joint committee to consider the Governor's Message, Swett, Aljets, Lynch, Peterson (Mtrl.), Ettestad, Brunsdale and Thompson.

Also return:

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Whelan moved that House Bill No. 222 be placed at the foot of the Calendar.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 37; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Patten
Bangert	Jones	Plath
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Greene	Miller	Wog
Hamilton	Murphy	
Handley	Olson	

Those voting in the negative were:

Messrs.

Porter

Absent and not voting:

Messrs.

Burkhart

Bonzer

Brostuen

Erickson, Kidder

Messrs.

Fowler

Fredrickson

Gronvold

Kamrath

Messrs.

Martin

Stucke

Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 26; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.

Bangert

Dubay

Erickson, Divide

Fine

Greene

Handley

Indergaard

Kamrath

Larson

Messrs.

Lind

McDonald

Magnuson

Marshall

Matthaei

Miklethun

Miller

Olson

Patten

Messrs.

Regeth

Simonson

Tinnes

Trout

Thorson

Whelan

Whitman

Wog

Those voting in the negative were:

Messrs.

Atkins

Brunsdale

Drew

Eastgate

Messrs.

Field

Jones

Lynch

Murphy

Plath

Porter

Trovatten

Absent and not voting:

Messrs.

Bonzer

Brostuen

Burkhart

Cain

Messrs.

Erickson, Kidder

Fowler

Fredrickson

Gronvold

Messrs.

Hamilton

Martin

Stucke

Watt

So the bill passed and the title was agreed to.

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant

Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Larson	Plath
Brunsdale	Lind	Porter
Erickson, Divide	Lynch	Regeth
Eastgate	McDonald	Simonson
Field	Magnuson	Stucke
Fine	Marshall	Tinnes
Greene	Matthaei	Trout
Handley	Miklethun	Whelan
Indergaard	Murphy	Whitman
Jones	Olson	Wog
Kamrath	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Dubay	Trovatten
Drew	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Erickson, Kidder	Hamilton
Brostuen	Fowler	Martin
Burkhart	Fredrickson	Miller
Cain	Gronvold	Watt

So the bill passed and the title was agreed to.

Senator Fine moved that temporary consideration of House Bill No. 209 be suspended for the time being.

Which motion prevailed.

Senator Simonson arose to a point of order in regard to House Bill No. 153.

Senator Erickson of Kidder moved that House Bill No. 153 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 21; nays, 20; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Simonson
Fine	Lind	Stucke
Greene	Magnuson	Trout
Handley	Matthaei	Thorson
Indergaard	Miklethun	Whelan
Jones	Olson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Gronvold	Patten
Brunsdale	Lynch	Porter
Cain	McDonald	Tinnes
Drew	Marshall	Trovatten
Erickson, Kidder	Miller	Whitman
Eastgate	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fowler	Martin
Brostuen	Fredrickson	Watt
Burkhart	Hamilton	

So the bill was declared lost.

Senator Whelan: "I vote aye for the purpose of reconsideration."

Senator Marshall: "I change my vote from aye to nay for the purpose of reconsideration."

Senator Olson moved that House Bill No. 242 be placed at the foot of the Calendar.

Which motion prevailed.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Plath
Bangert	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Stucke
Dubay	McDonald	Tinnes
Erickson, Divide	Magnuson	Trout
Erickson, Kidder	Marshall	Thorson
Eastgate	Matthaei	Trovatten
Field	Miklethun	Whelan
Fine	Miller	Whitman
Greene	Murphy	Wog
Gronvold	Olson	
Handley	Patten	

Those voting in the negative were:

Messrs.
Indergaard

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fowler	Martin
Brostuen	Fredrickson	Watt
Burkhart	Hamilton	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 33; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Magnuson	Thorson
Erickson, Kidder	Marshall	Trovatten
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fine	Murphy	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jones	Miklethun	Regeth
McDonald	Olson	Trout

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Martin
Brostuen	Greene	Watt
Burkhart	Hamilton	
Fowler	Kamrath	

So the bill passed and the title was agreed to.

Senator Simonson moved that House Bill No. 78 be placed at the foot of the Calendar.

Which motion prevailed.

Senator Greene asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Greene moved that the vote by which House Bill No. 135 was lost be reconsidered.

Which motion prevailed.

Senator Greene moved that House Bill No. 135 be recalled from the House.

Which motion prevailed.

Senator Fine moved that the Senate temporarily suspend action on the Bills that were placed at the foot of the Calendar and now act on House Concurrent Resolutions Nos. 7, 8 and 15, also House Concurrent Resolutions Nos. 4, 6, 12 and 11.

Which motion prevailed.

House Concurrent Resolution No. 7. Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution the roll was called and there were ayes, 27; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Jones	Miller
Dubay	Kamrath	Olson
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Lynch	Simonson

Messrs.	Messrs.	Messrs.
Fine	McDonald	Stucke
Greene	Magnuson	Trout
Hamilton	Marshall	Thorson
Handley	Matthaei	Whelan
Indergaard	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Plath
Brunsdale	Field	Porter
Cain	Gronvold	Whitman
Drew	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Tinnes
Brostuen	Lind	Trovatten
Burkhart	Martin	Watt
Fowler	Patten	

So the Resolution was declared adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 167—Savre, Dahl and Smith instead of House Bill No. 167.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House Concurrent Resolution No. 8. Memorial to Our Next President and the Next Congress.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Murphy
Bangert	Jones	Olson
Brunsdale	Kamrath	Plath
Cain	Larson	Porter
Drew	Lind	Regeth
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Trout

Messrs.	Messrs.	Messrs.
Eastgate	McDonald	Thorson
Fine	Magnuson	Trovatten
Greene	Marshall	Whelan
Gronvold	Matthaei	Whitman
Hamilton	Miklethun	Wog
Handley	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Simonson
Brostuen	Fowler	Tinnes
Burkhart	Fredrickson	Watt
Erickson, Kidder	Patten	

So the resolution was declared adopted.

Senator Cain explained his vote as follows: "As I understood this it read that prosperity would be restored while the others that we had said it was expected to be restored, that's the reason I vote aye."

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 21; nays, 16; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Simonson
Brunsdale	Martin	Stucke
Cain	Matthaei	Tinnes
Drew	Miklethun	Thorson
Erickson, Divide	Olson	Trovatten
Eastgate	Porter	Whitman
Fine	Regeth	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Miller
Dubay	Larson	Murphy
Greene	Lind	Plath
Hamilton	Lynch	Trout
Handley	McDonald	
Jones	Magnuson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Marshall
Brostuen	Fowler	Patten

Messrs.	Messrs.	Messrs.
Burkhart	Fredrickson	Watt
Erickson, Kidder	Indergaard	Whelan

So the resolution was declared adopted.

House Concurrent Resolution No. 4.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Plath
Bangert	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Dubay	Martin	Stucke
Eastgate	McDonald	Tinnes
Fine	Magnuson	Trout
Greene	Marshall	Thorson
Gronvold	Matthaei	Trovatten
Hamilton	Miller	Whitman
Handley	Murphy	Wog
Indergaard	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Erickson, Kidder	Miklethun
Brostuen	Field	Olson
Burkhart	Fowler	Watt
Drew	Fredrickson	Whelan
Erickson, Divide	Lynch	

So the resolution was declared adopted.

Senator Fine moved that House Concurrent Resolution No. 6 be amended as follows: "Wherever the name 'Herbert Hoover' appears insert in lieu thereof the name 'Franklin D. Roosevelt'."

Which motion prevailed.

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, as amended, the roll was called and there were ayes, 25; nays, 9; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Patten
Brunsdale	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Martin	Stucke
Fine	McDonald	Tinnes
Greene	Magnuson	Trout
Hamilton	Marshall	Thorson
Handley	Matthaei	
Jones	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Cain	Lynch	Porter
Eastgate	Murphy	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Olson
Brostuen	Fowler	Trovatten
Burkhart	Fredrickson	Watt
Drew	Indergaard	Whelan
Erickson, Kidder	Miklethun	Wog

So the resolution was declared adopted.

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Jones	Plath
Bangert	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Tinnes
Eastgate	McDonald	Trout
Fine	Magnuson	Thorson
Greene	Marshall	Trovatten
Gronvold	Matthaei	Whitman
Hamilton	Miller	Wog
Handley	Murphy	
Indergaard	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Erickson, Kidder	Miklethun
Brostuen	Field	Olson
Burkhart	Fowler	Watt
Drew	Fredrickson	Whelan

So the resolution was declared adopted.

House Concurrent Resolution No. 11.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 26; nays, 16; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Miller
Brostuen	Larson	Olson
Dubay	Lind	Patten
Erickson, Divide	Martin	Regeth
Fine	McDonald	Stucke
Greene	Magnuson	Trout
Hamilton	Marshall	Thorson
Indergaard	Matthaei	Wog
Jones	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Plath
Bangert	Fowler	Porter
Brunsdale	Gronvold	Watt
Cain	Handley	Whitman
Drew	Lynch	
Eastgate	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Simonson	Whelan
Erickson, Kidder	Tinnes	
Fredrickson	Trovatten	

So the resolution was declared adopted.

Senator Bangert explained his vote as follows: "There are some things in this resolution I might subscribe to but, there are many other things in it that I cannot, therefore I vote nay."

Senator Fredrickson asked unanimous consent to return to the Sixth Order of Business.

Which request was granted.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President and Madam Speaker: Your Committee on Conference to whom was referred:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the House recede from their amendments.

For the House:

D. L. PETERS,
W. J. FLANNIGAN,
GEO. ALJETS.

For the Senate:

L. O. FREDRICKSON,
S. J. ATKINS,
O. E. ERICKSON.

Mr. Fredrickson recommends the report be accepted and the committee discharged.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Consideration of the Governor's Message made the following report:

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing

all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Recommend that the House pass Senate Bill No. 271.

For the Senate:

L. O. FREDRICKSON.

For the House:

H. F. SWETT.

The Committee on Consideration of the Governor's Message made the following report:

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Recommend that the vote by which Senate Bill 315 was indefinitely postponed be reconsidered.

For the Senate:

L. O. FREDRICKSON.

For the House:

H. F. SWETT.

Senator Fredrickson moved that the partial report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of

the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the

1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Sec-

tion 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling vehicles operated on rails, and providing penalties and common carriers by railroad to properly man self-propelled measuring damages for violation thereof.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the

operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency.”

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Marshall moved that the Senate do now recess until 7:30 o'clock p. m.

Which motion prevailed.

The Senate reconvened at 7:30 o'clock P. M., pursuant to recess taken, the President, O. H. Olson, presiding.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Concurrent Resolution No. X.

Also,

Senate Concurrent Resolution A. A.

Also,

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3;

Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

And find same correctly enrolled.

Also,

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Mea-

sure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session

Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And find same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North

Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Da-

kota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

And the President signed the same in the presence of the Senate.

The President announced the appointment of Senators Erickson of Divide, Burkhart and Field as a Conference Committee on House Bill No. 167.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Bangert moved that the Senate do concur in the House amendment to Senate Bill No. 236.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 236, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Brostuen	Handley	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	Martin	Tinnes
Eastgate	McDonald	Trout
Fine	Magnuson	Thorson
Fowler	Marshall	Watt
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Whelan
Burkhart	Patten	
Field	Trovatten	

So the bill passed and the title was agreed to.

Senator Marshall moved that the Senate do concur in the House amendment to Senate Bill No. 171.

Which motion prevailed.

Senator Marshall moved that the rules be suspended and that Senate Bill No. 171, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 31; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Kamrath	Olson
Bonzer	Larson	Patten
Brostuen	Lind	Plath
Burkhart	Lynch	Regeth
Dubay	Martin	Stucke
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Whitman
Greene	Miklethun	Wog
Handley	Miller	
Jones	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Porter
Brunsdale	Fowler	Simonson
Cain	Gronvold	Watt
Drew	Matthaei	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Indergaard	Whelan
Fredrickson	Tinnes	
Hamilton	Trovatten	

So the bill passed and the title was agreed to.

Senator Marshall requested a call of the Senate.

The call of the Senate revealed all Senators present except Senators Field, Fredrickson and Trovatten.

Senator Marshall moved that the call of the Senate be dispensed with.

Which motion prevailed.

Senator Erickson of Kidder moved that the Senate do concur in the House amendment to Senate Bill No. 247.

Which motion prevailed.

Senator Erickson of Kidder moved that the rules be suspended and that Senate Bill No. 247, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Miller
Bangert	Handley	Murphy
Bonzer	Indergaard	Olson
Brostuen	Jones	Plath
Burkhart	Kamrath	Porter
Brunsdale	Larson	Simonson
Cain	Lynch	Stucke
Drew	Martin	Tinnes
Dubay	McDonald	Thorson
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Fowler	Matthaei	Whitman
Gronvold	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Lind	Regeth
Greene	Patten	Trout

Absent and not voting:

Messrs.	Messrs.
Erickson, Divide	Fredrickson
Field	Trovatten

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Erickson of Kidder moved that House Bill No. 209 be placed at the head of the calendar.

Which motion prevailed.

Senator Fowler asked unanimous consent to temporarily defer action on House Bill No. 209.

Which request was granted.

THIRD READING OF HOUSE BILLS

House Concurrent Resolution No. 14. For a Concurrent Resolution declaring that the laying of the cornerstone of the new Capitol Building now being constructed at Bismarck was brought about by deception; and resolving that it is the sense of the Legislature that the Governor and Capitol Commission shall hereafter cause to be arranged a fitting ceremony for the placing of such cornerstone of the Capitol Building at the proper time.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Marshall
Bonzer	Indergaard	Miklethun
Burkhart	Jones	Olson
Dubay	Kamrath	Patten
Erickson, Divide	Larson	Simonson
Erickson, Kidder	Lind	Stucke
Fine	Martin	Trout
Greene	McDonald	Thorson
Hamilton	Magnuson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Regeth
Brunsdale	Lynch	Tinnes
Cain	Matthaei	Trovatten

Messrs.	Messrs.	Messrs.
Drew	Miller	Watt
Eastgate	Murphy	Whelan
Field	Plath	Whitman
Fowler	Porter	

Absent and not voting:

Messrs.
Brostuen
Fredrickson

So the resolution was declared adopted.

Senator Regeth explained his vote as follows: "I am convinced that the laying of the first corner stone was sort of a put-up job but in these times I do not believe that the State should spend any more money laying another one, or at least having another ceremony doing so."

Senator Marshall moved that the vote by which House Bill No. 265 was lost be reconsidered.

Which motion prevailed.

Senator Marshall moved that House Bill No. 265 be placed at the head of the calendar.

Which motion prevailed.

Senator Cain requested that action on House Bill No. 265 be deferred until the Senators on Conference Committees return.

Which request was granted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 102 was rejected and a new Conference Committee was appointed as follows: Flannigan, Solberg and Jones.

Also inform you that the House has concurred in the Senate amendments to: House Concurrent Resolution No. 19.

Also return:

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Also,

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Which the House has amended.

Also inform you that the House requests the return of Senate Bill No. 315 for further consideration.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved that the request of the House be granted and Senate Bill No. 315 be returned.

Which motion prevailed.

Senator Miklethun asked unanimous consent to return to the sixth Order of Business.

Which request was granted.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee on House Bill No. 93 made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Have had the same under consideration and recommend that the same be amended as follows:

That wherever the figure "8%" occurs in the bill, insert in lieu thereof "7%".

House

VAL. P. WOLF,
F. W. ERICKSON,
H. D. PIPER.

Senate

JOHN L. MIKLETHUN,
G. T. DREW,
C. J. OLSON.

And when so amended recommend the report be adopted.

JOHN L. MIKLETHUN,
Chairman.

The Conference Committee on House Bill No. 207 made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Prop-

erty or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Have had the same under consideration and recommend that the House concur in the Senate amendments to said Bill.

Senate

O. E. ERICKSON,
J. H. BURKHART,
A. W. FOWLER.

House

D. L. ANDERSON,
S. A. ESPELAND.

J. H. BURKHART,
Chairman.

Senator Burkhart moved that the report be adopted.

Senator Cain requested that the adoption of the reports of the Conference Committees be deferred following action on Senate Bill No. 207.

There being no objection, the request was granted.

Senator Field moved that the Senate do concur in the House amendment to Senate Bill No. 81.

Which motion prevailed.

Senator Field moved that the rules be suspended and that Senate Bill No. 81, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Patten

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Plath
Brostuen	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Drew	Lynch	Stucke
Dubay	Martin	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Greene	Miller	Whitman
Gronvold	Murphy	Wog

Absent and not voting:

Messrs.	Messrs.
Burkhart	Fredrickson
Fowler	Jones

So the bill passed and the title was agreed to.

Senator Magnuson moved that the Senate do concur in the House amendments to Senate Bill No. 73.

Which motion prevailed.

Senator Magnuson moved that the rules be suspended and that Senate Bill No. 73, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bangert	Indergaard	Plath
Bonzer	Kamrath	Porter
Brostuen	Larson	Simonson
Brunsdale	Lind	Stucke
Cain	Lynch	Tinnes
Dubay	Martin	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman

Messrs.	Messrs.	Messrs.
Greene	Miller	Wog
Gronvold	Murphy	
Hamilton	Olson	

Those voting in the negative were:

Messrs.
Drew
Regeth

Absent and not voting:

Messrs.	Messrs.
Burkhart	Fredrickson
Fowler	Jones

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Marshall, Brunsdale and Dubay as a Conference Committee on House Bill No. 14.

Senator Fine moved that the Resolutions on the Calendar be read.

There being no objections, it was so ordered.

Senator Fine moved to amend Senate Concurrent Resolution No. U by adding the following:

“BE IT FURTHER RESOLVED, that copies of this Resolution be sent to Senators Frazier and Nye, Congressmen J. H. Sinclair and William Lemke, and also to Chairman of Committee on Indian Affairs in the U. S. Senate and House of Representatives.”

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. U.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Patten
Bonzer	Kamrath	Math
Brostuen	Jones	Porter
Brunsdale	Larson	Regeth
Drew	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	Martin	Trout
Erickson, Kidder	McDonald	Thorson

Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Whitman
Gronvold	Miller	Wog
Hamilton	Murphy	
Handley	Olson	

Those voting in the negative were:

Messrs.
Cain
Eastgate

Absent and not voting:

Messrs.	Messrs.
Atkins	Fowler
Burkhart	Tinnes

So the Resolution was declared adopted.

Senate Concurrent Resolution No. V.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Murphy
Bangert	Handley	Olson
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	Martin	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Greene	Miklethun	Wog
Gronvold	Miller	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.
Burkhart	Fredrickson
Fowler	Trout

So the Resolution was declared adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 148, Peterson of Mountrail, Godwin and Arneson.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 3, Dahl, Hanson of Barnes, and Holte.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 16, Oglesby, Hagen and Holthusen.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The President announced the appointment of Senators Stucke, Watt and Brostuen as a new Conference Committee on Senate Bill No. 47.

The President announced the appointment of Senators Tinnis, Matthaei and Porter as a Conference Committee on House Bill No. 21.

The President announced the appointment of Senators Fredrickson, Field and Marshall as a Conference Committee on House Bill No. 3.

The President announced the appointment of Senators McDonald, Whelan and Watkins as a Conference Committee on House Bill No. 16.

The President announced the appointment of Senators Hamilton, Wog and Whitman as a Conference Committee on House Bill No. 148.

Senator Matthaei asked unanimous consent to return to the Seventh Order of Business.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

CONCURRENT RESOLUTION NO. BB

Introduced by Joint Committee on Employment

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, the House of Representatives concurring, that Sidney A. Papke, Secretary of the Senate, and James P. Curran, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index

the Journal of the Twenty-third Legislative Assembly, and to complete the Senate and House Journals and mail out to the members the temporary Journals of the last days of the session, which have not been delivered to members before the close thereof; and the said Sidney A. Papke and James P. Carrant are hereby directed and required at their own cost and expense to arrange for and procure sufficient assistance to insure that the said work shall be completed within thirty days after the adjournment of the session.

BE IT FURTHER RESOLVED, that for the services of Sidney A. Papke, as above set forth, that he be paid the sum of Three Hundred Twenty Dollars (\$320.00), and the said James P. Carrant, as Chief Clerk of the House, the sum of Three Hundred Twenty Dollars (\$320.00), which shall include compensation for an assistant to be selected by each, all to be paid as other legislative expenses, and paid when the respective claims are verified by the affidavits of said Sidney A. Papke and James P. Curran showing the completion of such work.

BE IT FURTHER RESOLVED, that the necessary postage for mailing out the copies of temporary Journals as aforesaid be furnished to the said Sidney A. Papke and James P. Curran as part of the legislative expenses of this session.

ROLL CALL

The question being on the adoption of the Resolution, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Plath
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	Martin	Trovatten
Erickson, Kidder	McDonald	Watt
Field	Magnuson	Whelan
Fine	Marshall	Wog
Fredrickson	Matthaei	
Greene	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Stucke
Eastgate	Patten	Tinnes
Fowler	Porter	Whitman

So the resolution was declared adopted.

CONCURRENT RESOLUTION NO. CC
 Introduced by Joint Committee on Employment

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That V. C. Hamilton and Valentine Keller, mailing clerks of the Senate and P. H. Miller and Thomas Devaney, mailing clerks of the House, of the Twenty-third Legislative Session, be retained for five days after the close of this session to complete sending Senate and House Journals of the last days of the session; and that R. T. Wood, proof reader in the House, and H. R. Long, proof reader in the Senate, be retained for two days after the close of the session to finish proof-reading the Journals of the House and Senate for the last day of this Twenty-third Legislative Assembly; and that G. Sundfor messenger, and Minard Jacobson, Roswell Kamrath, and Merle Langeberg, pages, in the Senate and Fred Fleck, E. D. Cantwell, J. E. Pfeiffer, and Alva Wambheim, as pages of the House, be retained for two extra days after the close of the session for the purpose of wrapping and either mailing or expressing to the members of the Senate and House bill books, journals, reports, and files.

AND WHEREAS, Geo. D. Laird, the Governor's Messenger, has expended for taxi hire between the office of the Governor and the Legislative Assembly some \$14.75,

BE IT FURTHER RESOLVED, that each of the above named employees, to-wit: V. C. Hamilton, Valentine Keller, P. H. Miller and Thomas Devaney, as mailing clerks, be paid for said additional five days the sum of \$4.50 per day; and that R. T. Wood and H. R. Long, proof readers, be paid the sum of \$4.50 per day for two days; and that G. Sundfor, Minard Jacobson, Roswell Kamrath, Merle Langeberg, Fred Fleck, E. D. Cantwell, J. E. Pfeiffer and Alva Wambheim, as messengers and clerks, be paid the sum of \$4.50 additional for one day; and that Geo. D. Laird be paid the sum of \$14.75 for expenditures incurred for taxi hire.

All the above to be paid as other legislative expenses and paid when the respective claims are verified by the affidavits of said parties herein named at the completion of such work.

MESSAGE FROM THE HOUSE

House of Representatives,
 Bismarck, North Dakota,
 March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Bill No. 14: Aljets, Johnston and Opdahl.

Also transmit:

House Concurrent Resolution No. 18.

House Concurrent Resolution No. 19.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senate Concurrent Resolution No. CC.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miklethun
Bangert	Hamilton	Miller
Bonzer	Handley	Murphy
Brostuen	Indergaard	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Trout
Erickson, Kidder	Martin	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Whelan
Fine	Marshall	Whitman
Greene	Matthaei	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Patten	Watt
Fowler	Stucke	
Fredrickson	Tinnes	

So the Resolution was declared adopted.

Senator Cain moved to amend House Concurrent Resolution No. 19 as follows:

Strike out the words "general fund" and insert in lieu thereof the words "Legislature expense fund."

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Concurrent Resolution No. 19.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, as amended, the roll was called and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Miller
Bangert	Handley	Murphy
Bonzer	Indergaard	Olson
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	Lynch	Trout
Eastgate	Martin	Thorson
Field	McDonald	Trovatten
Fine	Magnuson	Whelan
Greene	Marshall	Whitman
Gronvold	Matthaei	Wog

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Fowler	Stucke
Burkhart	Fredrickson	Tinnes
Dubay	Miklethun	Watt

So the Resolution was declared adopted.

MESSAGE FROM THE GOVERNOR State of North Dakota

OFFICE OF THE GOVERNOR
Bismarck

March 3, 1933.

To the Senate of the Twenty-third Legislative Assembly
of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Also,

Senate Bill No. 123. A Bill for an Act to prohibit the operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Also,

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Also,

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Also,

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Also,

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Also,

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may pur-

chase property at tax sales and the effect of purchase by an owner.

Also,

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Also,

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Also,

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Also,

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Also,

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Also,

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Respectfully yours,

WILLIAM LANGER,
Governor.

L/F

Senator Cain moved that the third reading of House Bills be continued until the Senators in Conference Committees return.

There being no objections, it was so ordered.

The President requested Senator Hamilton, President Pro Tem, to take the Chair.

Senator Burkhart asked unanimous consent to return to the Fifth Order of Business.

Which motion prevailed.

Senator Miklethun moved that the Senate do now recess for twenty minutes.

Which motion prevailed.

The Senate reconvened, pursuant to recess taken.

The President announced the appointment of Senators Watt, Burkhart, and Indergaard as a Conference Committee on House Bills Nos. 23, 25, and 26.

The President announced the appointment of Senators Bonzer, Whelan and Atkins as a Conference Committee on House Bill No. 7.

Senator Erickson of Kidder moved that the Conference Committee on Senate Bill No. 167 be dissolved and a new committee appointed.

Which motion prevailed.

The President announced the appointment of Senators Fredrickson, Bangert and Atkins as a new Conference Committee on Senate Bill No. 167.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Succeeded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House 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 Motor Vehicle Registration Department.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

Inform you that the report of the Conference Committee on Senate Bill No. 47 was rejected and a new Conference Committee was appointed as follows: Jones, Sandlie and Sannes.

Also,

The Speaker has appointed as a Conference Committee on

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Henrickson, Nelson of Morton, and Cunningham.

Also,

The House requests the return of

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

For further consideration.

Also return:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

And recommend that the House concur in the Senate amendment.

For the Senate

S. J. ATKINS,
S. S. McDONALD,
TOM WHELAN.

For the House

S. OGLESBY,
J. D. HOLTHUSEN,
LEWIS HAGEN.

S. S. McDONALD,
Chairman.

Senator Fowler moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Have had the same under consideration and recommend that the bill be amended as follows:

In line 3 of the engrossed bill, strike out the figures "8,504" and insert in lieu thereof the figure "8,910."

That the senate do concur in the House amendments in line 8.

In line 9 of the engrossed bill, strike out the figures "1664" and insert in lieu thereof the figures "2070." Further: That the senate do concur in the House amendments in lines 12 and 13.

In line 16 of the engrossed bill, strike out the figures "8,504 dollars" and insert in lieu thereof the figures "8910."

For the Senate

E. C. STUCKE,
Wm. WATT,
J. K. BROSTUEN.

For the House

A. E. SANDLIE,
R. C. SANNES,
DAN R. JONES.

And when so amended recommend the same do pass.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Joint Conference Committee to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Beg to report a failure to agree and ask to be discharged, and ask that a new committee be appointed.

W. E. MATTHAEI,
W. H. PORTER,

DANA J. TINNES,
Chairman.

Senator Tinnes moved that the report be adopted and a new Conference Committee be appointed.

Which motion prevailed, and the report was adopted.

Your Conference Committee on:

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Submit the following report and move its adoption:

In line 3 of Section 1 of the engrossed bill strike out the figures \$101,978 and insert in lieu thereof \$118,904.

In line 9, Section 1, change the figures \$7,700 to \$9,151.

In line 10, Section 1, change the figures \$38,000 to \$49,448.

In line 11, Section 1, change the figures \$16,578 to \$21,145.

In line 14, Section 1, change the figures \$2,000 to \$2,500.

In line 17, Section 1, change the figures \$6,350 to \$5,310.

In line 12, page 2, change the figures \$118,778 to \$135,704.

In line 14, page 2, change the figures \$93,778 to \$110,704.

In line 30, page 2, after the word "Total" change the figures \$101,978 to \$118,904.

For the Senate:

A. S. MARSHALL,
ALBERT DUBAY,
C. N. BRUNSDALE.

For the House:

GEO. ALJETS,
ANDREW JOHNSTON,
C. H. OPDAHL.

Senator Fine moved that the report be adopted, which motion prevailed.

Senator Hamilton announced that the Conference Committee on House Bill No. 148 report that the House has agreed to the Senate amendment and moved that the Committee be discharged.

Which motion prevailed.

Senator Hamilton moved that the Senate do concur in the House amendment to Senate Bill No. 263.

Which motion prevailed.

Senator Hamilton moved that the rules be suspended and that Senate Bill No. 263, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senator Fine moved for a call of the Senate.

Which motion prevailed.

The roll was called and all Senators were present.

Senator Erickson of Kidder moved that the call of the Senate be dispensed with.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Which the Speaker of the House has signed and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Erickson of Kidder moved that the following Bills be placed at the head of the calendar: House Bills Nos. 62, 209, 212, 276, 93 and 263.

Which motion prevailed.

Senator Porter moved to amend House Bill No. 62 as follows: Page 3, line 43, strike out lines 43, 44, 45 and 46 down to and after the word "auditor."

Which motion was seconded.

Senator Brostuen moved that House Bill No. 62 be placed at the foot of the calendar.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Miller
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Fine	McDonald	Thorson
Fowler	Magnuson	Watt
Fredrickson	Marshall	Whitman
Greene	Matthaei	Wog
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Brunsdale	Gronvold	Trovatten
Cain	Murphy	Whelan
Eastgate	Plath	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Cain moved that further action on House Bill No. 212 be indefinitely postponed.

Which motion was lost.

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session

Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burkhart	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Magnuson	Stucke
Erickson, Kidder	Marshall	Trout
Fine	Matthaei	Thorson
Fredrickson	Miklethun	Wog
Jones	Olson	
Kamrath	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Plath
Bonzer	Hamilton	Porter
Brunsdale	Handley	Tinnes
Cain	Indergaard	Trovatten
Drew	Lynch	Watt
Eastgate	Martin	Whelan
Field	McDonald	Whitman
Fowler	Miller	

Absent and not voting:

Messrs.
Brostuen

So the bill was declared lost.

Senator Atkins moved that the vote by which House Bill No. 212 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was declared lost.

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Bonzer	Handley	Patten
Burkhart	Indergaard	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	Martin	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.
Brostuen

So the bill passed and the title was agreed to, and the Emergency Clause was declared carried.

Senator Miklethun moved that the report of the Conference Committee on House Bill No. 93 be adopted.

Senator Fowler demanded a roll call.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 228, Also House Bill No. 94, Also House Bill No. 258, Also House Bill No. 207.

Also inform you that the House has adopted the report of the Conference Committee on House Bill No. 93.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

ROLL CALL

The question being on the adoption of the report of the Conference Committee on House Bill No. 93, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Handley	Patten
Burkhart	Larson	Regeth
Drew	Lind	Stucke
Dubay	Martin	Trout
Erickson, Divide	Magnuson	Thorson
Fine	Marshall	Wog
Fredrickson	Miklethun	
Greene	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Bangert	Hamilton	Porter
Bonzer	Jones	Simonson
Brunsdale	Kamrath	Tinnes
Cain	Lynch	Trovatten
Erickson, Kidder	McDonald	Watt
Eastgate	Matthaei	Whelan
Field	Miller	Whitman
Fowler	Murphy	

Absent and not voting:

Messrs.
Indergaard

So the report was declared lost.

EXPLANATION OF VOTES

Senator Hamilton: "In this last campaign Mr. Langer promised the people he would cut the rate of interest from 9 per cent to 8 per cent and therefore I vote nay."

Senator Matthaei: "I have sat in this legislative assembly for the past sixty days and to date I have not explained a single vote. We made a campaign during the last election on the basis of reducing the legal rate of interest from 9 per cent to 8 per cent. My good friend from Ransom county has not failed in a single, solitary matter that has come before this legislative body, to either discuss the bill pro and con or else to explain his vote, and I being of a tremendously jealous disposition, do not wish to have this legislature disband without at least explaining one vote by reason of the fact that we campaigned on the basis that we would reduce the legal rate of interest from 9 per cent to 8 per cent. I wish to stay with the campaign pledges by reason of the fact that this Bill now requires the reduction of interest from 9 per cent to 7 per cent and hence I vote no."

Senator Regeth: "I don't know what might have been said by someone in the campaign, but I choose to stay with the farmers and therefore vote aye."

Senator Fine moved that a new Conference Committee be appointed on House Bill No. 93.

Which motion prevailed.

Senator Murphy asked unanimous consent to return to the Seventh Order of Business.

Which motion prevailed.

Senator Murphy moved that the Senate do not concur in the House amendment to Senate Bill No. 80.

Which motion was seconded.

The President announced the appointment of Senators Murphy, Stucke and Fredrickson as a Conference Committee on Senate Bill No. 80.

THIRD READING OF SENATE BILLS

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Porter
Cain	Larson	Regeth
Dubay	Lynch	Simonson
Eastgate	Martin	Stucke
Fowler	McDonald	Trout
Greene	Matthaei	Trovatten
Gronvold	Miller	Whelan
Hamilton	Murphy	Whitman
Jones	Plath	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Erickson, Kidder	Magnuson
Bangert	Field	Marshall
Brostuen	Fine	Miklethun
Burkhart	Fredrickson	Olson
Brunsdale	Handley	Patten
Drew	Indergaard	Tinnes
Erickson, Divide	Lind	Thorson

Absent and not voting:

Messrs.
Watt

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 263 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 76 be placed at the head of the Calendar.

Which motion prevailed.

Senator Fowler moved that further action on House Bill No. 76 be indefinitely postponed.

Which motion was seconded.

Senator Hamilton demanded a roll call.

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154 Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Was read the third time.

ROLL CALL

The question being on the indefinite postponement of the Bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Miklethun
Bangert	Fowler	Murphy
Brostuen	Fredrickson	Olson
Burkhart	Greene	Patten
Brunsdale	Gronvold	Plath
Cain	Handley	Simonson

Drew	Indergaard	Tinnes
Erickson, Divide	Lind	Thorson
Eastgate	Magnuson	Watt
Field	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Regeth
Dubay	Martin	Stucke
Hamilton	McDonald	Trout
Jones	Matthaei	Trovatten
Kamrath	Miller	Whelan
Larson	Porter	Whitman

Absent and not voting:

Messrs.
Erickson, Kidder

So the motion to indefinitely postpone House Bill No. 76 was declared carried.

Senator Miklethun moved that the vote by which House Bill No. 76 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Hamilton: "As I represent McHenry County and its people voted overwhelmingly wet, I vote aye."

Senator Cain: "Since Senate Bill No. 263 has passed, I vote aye on this one."

Senator Jones: "I am a dry. My district went 2,046 wet and I am going to carry out the mandate of my people so I vote nay."

Senator Lynch: "In view of the fact that the State went wet with a majority of 35,000 for the repeal of the 18th amendment, and because I believe that 90 per cent of the people who voted that way believed they were voting for the repeal of the enforcement laws of this state, I vote nay."

Senator McDonald: "I believe in majority rule. The state went wet by between 35,000 and 40,000 majority. Burleigh County, which I represent, went wet, so I vote nay."

Senator Matthaei: "Being a dry—most of the time feeling rather dry, and coming from a County that voted 2,800 to 1,800 for the repeal of the constitutional amendment, I feel that my County, or the people of it, generally feel rather dry, hence I vote nay."

Senator Bonzer: "I have heard a lot of these gentlemen talk about their Counties running wet and I wish to state that due to the fact that my district went wet, therefore I vote nay."

The Sargent-at-Arms was instructed to escort the President, O. H. Olson, to the Chair.

Senator Bangert was called to the rostrum to present the President with a watch, a fitting talk was made by Senator Bangert followed by expressions of esteem, appreciation and respect from many of the Senators.

President Olson: "Mr. President Pro Tem and Members of this Senate: Words cannot express my feelings toward you at this moment. I have tried to do my best but you know it is not so easy for a man of my occupation to jump, as I have said before, from the 'cow barn to this Chair.' I felt it the first few days but as I looked into your faces from day to day I could read that you were cooperating with me and I felt better.

"This has been one of the most pleasant sessions I ever attended and I want to thank you most heartily for the cooperation you have given me. May we all look back upon this time, as the years go by, with some satisfaction in the thought that we have at least tried, in our humble way, to do the best we could for our State. I thank you."

The President announced the appointment of Senators Greene, Trovatten and Olson as a Conference Committee on House Bill No. 93.

The President announced the appointment of Senators Tinnes, Trout and Platt as a Conference Committee on House Bill No. 21.

Senator Simonson moved that the clock on the wall be considered the official timepiece of the Senate.

Which motion was seconded.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Have had the same under consideration and are unable to agree, and ask that we be discharged and a new committee be appointed.

For the Senate

TOM WHELAN,
S. J. ATKINS,
A. F. BONZER, JR.

For the House

O. C. ANDERSON,
J. M. THOMPSON,
C. H. OPDAHL.

Senator Fowler moved that the report be adopted and a new Conference Committee be appointed, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Handley, Thorson and Bonzer as a Conference Committee on House Bill No. 7.

Senator Matthaei reminded the Senate that there was a motion by Senator Simonson before the Senate to the effect the clock on the wall was the official clock and it showed 11:33 at that time.

The motion was re-stated and prevailed.

Senator Erickson of Divide moved the clincher motion.

Which motion prevailed.

Senator Hamilton moved that the Senate do now recess subject to the call of the President.

Which motion prevailed.

The President called the Senate to order.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Concurrent Resolution No. X.

Also,

Senate Concurrent Resolution No. A-A.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

And the President signed the same in the presence of the Senate.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be

enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Also,

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$12,500.00", and in line 7 of said Section 1, strike out the figures "\$5,500.00" and insert in lieu thereof the figures "\$3,125.00."

And when so amended recommend the same do pass.

For the House

EDW. SAVRE,
F. PAUL SMITH,
MATH DAHL.

For the Senate

L. O. FREDRICKSON,
S. J. ATKINS,
CHARLES G. BANGERT.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 167, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended; the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Olson
Bangert	Handley	Plath
Bonzer	Jones	Regeth
Brostuen	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Gronvold	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Greene	Patten
Brunsdale	Indergaard	Porter
Erickson, Divide	Martin	Tinnes
Field	Marshall	Watt
Fredrickson	Matthaei	

So the bill passed and the title was agreed to.

Senator Fine moved that the Senate do now recess, subject to the Call of the President.

Which motion prevailed.

The Senate re-convened, pursuant to recess taken, the President, O. H. Olson, presiding.

The President requested Senator Hamilton, President Pro Tem, to take the Chair.

Senator Greene moved that the vote by which House Bill No. 212 was lost be reconsidered.

Which motion prevailed.

The President announced that the Senate was on the Sixteenth Order of Business.

Senator Miklethun moved for a Call of the Senate, and a roll call was granted, which revealed all Senators present except Senators Marshall, Fowler, Trovatten and Trout.

Senator Bangert moved that the Call of the Senate be dispensed with.

Which motion prevailed.

Senator Bangert moved that House Bills Nos. 216, 320, 78 and 135 be placed on the calendar in the order named.

Which motion prevailed.

THIRD READING OF HOUSE BILLS .

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Jones	Plath
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Watt
Eastgate	Marshall	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog
Hamilton	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Patten
Brostuen	Gronvold	Porter
Erickson, Kidder	Indergaard	Simonson
Field	Matthaei	

Absent and not voting:

Messrs.	Messrs.	
Fowler	Martin	Trovatten

So the bill passed and the title was agreed to.

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Was read the third 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:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Martin	Trovatten
Fowler		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Simonson moved to amend House Bill No. 78 by inserting \$1,000 wherever \$2,500 now appears.

Which motion was seconded.

Senator Stucke moved, as a substitute motion, that further action on House Bill No. 78 be indefinitely postponed.

Which motion was lost.

The question was on the motion by Senator Simonson.

Which motion was lost.

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Kamrath	Tinnes
Drew	Lind	Trout
Dubay	Magnuson	Thorson
Erickson, Divide	Marshall	Watt
Fine	Miklethun	Whelan
Fowler	Miller	Whitman
Fredrickson	Olson	Wog
Greene	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	McDonald
Bonzer	Gronvold	Matthaei
Brunsdale	Hamilton	Murphy
Cain	Larson	Regeth
Erickson, Kidder	Jones	Simonson
Eastgate	Lynch	Stucke

Absent and not voting:

Messrs.
Martin
Trovatten

So the bill passed and the title was agreed to.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burkhart	Handley	Olson
Dubay	Indergaard	Patten
Erickson, Divide	Kamrath	Regeth
Erickson, Kidder	Lind	Simonson
Fine	McDonald	Stucke
Fredrickson	Magnuson	Wog
Greene	Matthaei	
Hamilton	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Gronvold	Porter
Bonzer	Jones	Tinnes
Brunsdale	Larson	Trout
Cain	Lynch	Thorson
Drew	Marshall	Whelan
Eastgate	Miller	Whitman
Field	Murphy	

Absent and not voting:

Messrs.	Messrs.
Brostuen	Trovatten
Martin	Watt

So the bill was declared lost.

Senator Whitman asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Whitman moved to have House Bill No. 326 recalled from the House.

Which motion was lost.

SENATE RESOLUTION NO. DD

Introduced by Senator Erickson of Kidder

WHEREAS: During the session, committee rooms were engaged from the Patterson Hotel, in Bismarck, at a rental charge of \$1,280.00, and:

WHEREAS: Telephone charges in connection with said committee room amount to \$16.70; now therefore:

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA THAT:

The Patterson Hotel be paid the full sum of \$1,296.70 including rent and telephone.

Senate Resolution No. DD.

Was read the third time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten

Messrs.	Messrs.	Messrs.
Burkhart	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Watt
Brunsdale		

So the Resolution was declared adopted.

Senator Greene moved that the vote by which House Bill No. 212 was lost be reconsidered.

Which motion prevailed.

Senator Greene moved that House Bill No. 212 be placed at the head of the calendar.

Which motion prevailed.

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Dubay	Kamrath	Simonson
Erickson, Divide	Larson	Stucke
Erickson, Kidder	Lind	Tinnes
Fine	Magnuson	Trout
Fredrickson	Marshall	Thorson
Greene	Matthaei	Wog
Hamilton	Miklethun	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Murphy
Bangert	Fowler	Plath
Brunsdale	Gronvold	Porter
Cain	Lynch	Trovatten
Drew	McDonald	Whelan
Eastgate	Miller	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Simonson moved that the vote by which House Bill No. 212 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jones moved that House Bill No. 222 be placed at the foot of the calendar.

Which motion was seconded.

Senator Erickson of Kidder moved, as a substitute motion, that House Bill No. 222 be placed on the roll call.

Which motion prevailed.

Senator Lynch moved to amend the Committee report on House Bill No. 222 as follows:

Sub-section 4, when the word "fifty" appears change it to read "one hundred fifty."

There being no objection the correction was ordered.

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burkhart	Hamilton	Marshall
Cain	Handley	Miller

Messrs.	Messrs.	Messrs.
Dubay	Indergaard	Olson
Erickson, Kidder	Kamrath	Regeth
Fine	Larson	Stucke
Fredrickson	McDonald	Trout
Greene	Magnuson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Bangert	Gronvold	Porter
Bonzer	Jones	Simonson
Brostuen	Lind	Thorson
Brunsdale	Lynch	Trovatten
Drew	Matthaei	Watt
Erickson, Divide	Miklethun	Whelan
Eastgate	Murphy	Whitman
Field	Patten	Wog

Absent and not voting:

Messrs.
Martin
Tinnes

So the bill was declared lost.

Senator Matthaei moved that the vote by which House Bill No. 222 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Miklethun explained his vote as follows: "I am opposed to this bill because it makes a double taxation and the tax will eventually be paid by the consumer anyway. Therefore, I vote nay."

Senator Drew explained his vote as follows: "I vote nay on House Bill No. 222 as it seems Senate Bill No. 315 will have to be passed and will make too much tax."

Senator Simonson arose to a point of order on House Bill No. 153 which had been amended so as to entirely change the original purport of the Bill.

Senator Erickson of Kidder objected.

The President ruled that the amendment to House Bill No. 153 was not in his opinion a proper amendment.

Senator Hamilton appealed from the decision of the President and a roll call was requested.

ROLL CALL

The question being on the appeal to the decision of the President, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Plath
Brostuen	Larson	Porter
Brunsdale	Lind	Simonson
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Eastgate	Miklethun	Whelan
Field	Murphy	Whitman
Fowler	Olson	
Fredrickson	Patten	

Those voting in the negative were:

Messrs.	Messrs.	
Bangert	Hamilton	Miller
Bonzer	Handley	Regeth
Burkhart	Indergaard	Stucke
Dubay	Jones	Thorson
Erickson, Divide	Kamrath	Tinnes
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Wog
Greene	Marshall	

Absent and not voting:

Messrs.
Martin

So the decision of the President was sustained.

EXPLANATION OF VOTES

Senator Erickson of Kidder: "As much as I hate to disagree with the President, but knowing the weakness of humanity and knowing that the President is not judicially minded and that the constitution also provides for certain qualifications for a Judge, I shall have to vote nay."

Senator Fowler: "In my mind this is as clear cut a violation of Section 58 of the constitution as could be found anywhere. I think the ruling of the President is absolutely right and I could not conscientiously vote otherwise than to sustain the President. I vote aye."

Senator Hamilton: "This is an administration measure that the Governor has asked us to give him and therefore I vote nay."

Senator Matthaei: "The mere fact that this is an administration measure as stated by the Senator from McHenry County does not cause me to want to throw the constitutional laws out of the window. I vote aye."

Senator Simonson: "I do not think that we are voting on any administration measure. We are voting on the ruling of the President. I vote aye."

Senator Whelan: "This is the first time I have explained my vote in this Senate. I want to vote for this Bill but last night I got up here and said how fair and square Lieutenant

Governor Olson was. I still think he is that way and I am voting to sustain his ruling."

Senator Bangert: "Were it not for the situation which I understand has been brought about largely by the Senator who has now objected to the passage of this Bill, I would not hesitate to sustain the President, but under the situation I am going to vote nay."

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Which the House has amended.

Also return:

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Erickson of Kidder moved to amend the Committee report on House Bill No. 242 by changing "1934" to "1933" on page 25 of the House Journal of February 17.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 25; nays, 18; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Jones	Olson
Brostuen	Kamrath	Patten
Burkhart	Larson	Regeth
Erickson, Divide	Lind	Simonson
Erickson, Kidder	McDonald	Tinnes
Fine	Magnuson	Trout
Fredrickson	Marshall	Wog
Greene	Matthaei	
Handley	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Porter
Bangert	Field	Thorson
Brunsdale	Fowler	Trovatten
Cain	Lynch	Watt
Drew	Miller	Whelan
Dubay	Plath	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Indergaard	Murphy
Hamilton	Martin	Stucke

So the bill passed and the title was agreed to.

Senator Miklethun moved that the vote by which House Bill No. 242 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bonzer asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Bonzer moved that the President appoint a committee of three to confer with the Bank of North Dakota for the purpose of arranging for the Legislators to cash their checks.

Which motion prevailed.

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Jones	Olson
Burkhart	Kamrath	Patten
Dubay	Larson	Regeth
Erickson, Divide	Lind	Simonson
Fine	Magnuson	Stucke
Greene	Marshall	Trout
Hamilton	Matthaei	Thorson
Handley	Miklethun	Wog
Indergaard	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Field	Porter
Bangert	Fowler	Tinnes
Bonzer	Fredrickson	Trovatten
Brunsdale	Gronvold	Watt
Cain	Lynch	Whelan
Drew	McDonald	Whitman
Erickson, Kidder	Murphy	
Eastgate	Plath	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Handley moved that the vote by which House Bill No. 265 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Burkhart: "I came down to this Legislature for the purpose of trying to find some way to raise revenue to carry on the state government in order to save the state

institutions and the Bank of North Dakota. It seems to me that this is one of the measures that will help out. I do not have such great faith in raising a very large amount of revenue but it will to some extent be the means of paying our past due taxes and in that way it will bring in some revenue, therefore, I vote aye."

Senator Hamilton: "I don't think a great deal of this Bill but if there is a possible chance that by issuing scrip that will help some poor farmer to pay his back taxes I am going to vote aye."

Senator Handley: "This Bill has been spoken against by a good many people here but I am impressed by the fact that the unemployed in St. Paul this winter were enabled to survive without charity due to the issuance of scrip. I feel sure that this can be worked out to our advantage too, so I vote aye."

Senator Jones: "I am going to vote aye on this Bill. It isn't right that anyone should starve with plenty for all, but no medium of exchange. We have come to the conclusion that we must have something. I don't like to see this Legislature adjourn without doing something to relieve this situation, so I am voting aye."

Senator Stucke: "For some years we have had this financial situation up to the 'intellectuals', at least they were supposed to be the best minds that we had. It seems today from the events that have just taken place within the last week that they have been 'all wet'. I am going to turn this financial situation over to the 'dumb ones' (so-called) and see if it can be any worse. I vote aye."

The President announced the appointment of Senators Bonzer, Fowler and Whitman as a committee to confer with the Bank of North Dakota.

Senator Brostuen moved that Senate Bill No. 47 be placed at the head of the Calendar.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and that Senate Bill No. 47, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Burkhart	Jones	Simonson
Brunsdale	Kamrath	Stucke
Cain	Larson	Tinnes
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	
Greene	Olson	

Absent and not voting:

Messrs.	Messrs.
Fine	Matthaei
Martin	

So the bill passed and the title was agreed to.

Senator Bangert moved that if and when the Governor signs House Bill No. 265 and it becomes a law, the members of the House and Senate who voted for the Bill be issued 15 per cent of their pay in scrip.

Which motion was seconded.

Information was furnished to the effect that warrants have already been issued for the Legislators.

So the motion of Senator Bangert was lost.

Senator Hamilton moved that Senate Bill No. 315 be placed at the head of the Calendar.

Which motion prevailed.

Senator Burkhart requested a call of the Senate.

The roll was called and disclosed all Senators present.

Senator Brostuen moved that the call of the Senate be dispensed with.

Which motion prevailed.

Senator Stucke requested that the Senate floor be cleared of lobbyists.

Senator Cain: "I am voting against this Bill for several reasons, the first one is this: that when Senate Bill No. 315

was voted upon in the House it didn't have third reading. The Bill was not read prior to calling for the 'ayes' and 'nays' in the House and that is the first reason for my voting against this Bill. I desire this reason incorporated in the record."

Senator Hamilton moved the previous question on House Bill No. 315.

Which motion prevailed.

Senator Erickson of Kidder moved that the rules be suspended and that Senate Bill No. 315, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Dubay	Kamrath	Stucke
Erickson, Divide	Larson	Trout
Erickson, Kidder	McDonald	Whitman
Fowler	Magnuson	Wog
Fredrickson	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Simonson
Brunsdale	Lind	Tinnes
Cain	Lynch	Thorson

Messrs.	Messrs.	Messrs.
Drew	Matthaei	Trovatten
Eastgate	Murphy	Watt
Field	Plath	Whelan
Fine	Porter	
Greene	Regeth	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES

Senator Brostuen: "In view of the emergency existing and for the reason that the Governor has asked for the passage of this bill and for the further reason that this is the only bill introduced in this session of the Legislature that will produce ready revenue for the Bank of North Dakota and for the maintenance of our rural schools, I vote aye."

Senator Cain: "This bill creates a double tax. It is not a lieu tax or a replacement tax. It does not do away with or eliminate the taxes on real estate or the four mill levy or the levy in the several municipal subdivisions. It doesn't eliminate the tax on personal property or income tax. I opposed a bill last night authorizing the Bank of North Dakota to issue one million dollars in bonds to take care of the present situation of the bank. This morning we passed a scrip bill, therefore I vote nay."

Senator Dubay: "I vote aye and want it recorded."

Senator Greene: "At the time we passed on this bill before, I said that I was opposed to sales tax and that I was merely voting for it to get it under the wires as our time was about up for messaging bills to the House. I voted for 315 and 335 for a similar reason. We have not made this into any form of sales tax, it is not an additional tax except that it will take off some from the mill levy and to that extent will favor outside interests at the expense of our own people. I said it was the only form of sales tax I could support because of it being an emergency and for a temporary purpose and I have not had any reason to change my mind from anything that has been said, so I vote nay."

Senator McDonald: "I am a member of organized labor. Organized labor has always opposed the sales tax but realizing that an emergency exists and that this law is only for two years, I vote aye."

Senator Regeth: "The only reason that the State has not been able to pay its debts is because it couldn't collect its taxes and the people could not pay them. Now this tax is a tax which says we must pay the tax or we can't get any clothes to wear. Its a merciless way of collecting a tax and I vote nay."

Senator Trout: "I have always been opposed to a sales tax but we have been down here for sixty days passing appropriation after appropriation with very little revenue but realizing that this is an emergency measure, I vote aye."

Senator Thorson: "This is no replacement tax, I therefore vote nay."

Senator Bangert: "I have purposely passed. I realize that the responsibility is going to be placed on somebody for this act. I have been at all times against a sales tax. I do not believe now that it is in the interests of the people of this State, nevertheless, having been assured that this is the only way in which the Bank of North Dakota can be protected against failure, I am going to vote aye."

Senator Fine: "I believe the revenue from House Bill No. 265 will largely displace the need for the sales tax and therefore I vote nay."

Senator Miklethun explained his vote as follows: "I am against a sales tax but this is an emergency measure to raise revenue to save our State institutions from being closed and if we don't pass this bill, it will most likely result in a call for a special session of the Legislature. Therefore, I vote aye."

Senator Whelan: Senate Bill No. 315 is just another tax that will relieve the utilities, railroads, insurance companies, out of the state banks and trust companies and absentee landlords from paying their share of the bond interest and place their taxes squarely on the shoulders of the rest of us.

Taxes now being imposed upon property are unfair and unjust as between the property owners themselves, and are altogether unjust by favoring the great mass of people enjoying all benefits of government, who are not reached by a property tax.

Unless a system is adopted providing for a tax that is made general in its application, it is unjust and discriminatory.

A general transaction tax can be made to apply to practically every consideration proceeding from any transaction or business where one of the parties to the transaction is resident within this State or requires license to do business within the State.

It is not proposed to create an additional tax, but rather, to replace property taxes by providing that all necessary revenues shall be raised through the general transaction tax. The need is to relieve property. If any system to relieve property 50 per cent of its tax burden is sound; then, the same system is sound if applied to relieve it 100 per cent.

We have had many additional taxes. Nevertheless, the property tax steadily mounts. Every additional tax has proved by experience to increase costs. What the people require is a different tax and a single form of taxation so that they will know by their tax receipts what government costs them.

A general transaction tax can be made to raise the necessary revenues without unduly burdening any class of taxpayers.

Senator Fowler: "I realize that this measure is not a popular measure at this time but I realize also that in voting for this measure, we are likely to be misunderstood, nevertheless, I am firmly of the opinion that the exigencies of the situation that confront the State of North Dakota are such that we must raise revenue or our financial fabric, both of the Bank of North Dakota, and of other institutions and the political subdivisions of the State will collapse. This is an emergency measure. The times in which we are acting are strenuous and peculiar. I criticize no one for their vote on this measure. I accord them the highest degree of good faith and honesty and I trust I will be accorded the same but I cannot do otherwise than vote 'aye' for the measure."

Senator Gronvold: "This is the first time I have explained my vote. I vote 'nay' on Senate Bill No. 315 for the reason this is not a replacement tax, it is not a tax in lieu of any other tax and I do not believe the private business of this State should be imposed upon by a sales tax to protect State business and I therefore vote 'nay'."

Senator Marshall: "This is the first time in this session that I have explained my vote, but I find myself in a tight spot today. I have always been opposed to a sales tax. I don't believe in it now, but we are in an emergency and I can see no other way of getting the revenue that we have to have. I vote aye."

Senator Whitman: "It is only on very rare occasions that I explain my vote. In fact, I don't think I have explained my vote since the 1919 session. However, I wish to do so at this time and I want it a matter of record."

During normal conditions I would be absolutely opposed to a sales tax, but we have reached a crisis whereby it is absolutely necessary that some legislation be enacted to provide revenue to carry on the affairs of the State government and for that reason I vote aye."

Senator Stucke: "I want to say that my opinion has always been opposed to the sales tax. It goes against my fundamental philosophy, but realizing that a real emergency exists, and that we are in a crisis, I vote aye."

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and

repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Which the House has amended.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Which the House has passed unchanged.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Brostuen moved that further action on House Bill No. 62 be indefinitely postponed.

Which motion prevailed.

Senator Marshall moved that the Senate do concur in the House amendment to Senate Bill No. 82.

Which motion prevailed.

Senator Brunsdale moved that the Senate do concur in the House amendment to Senate Bill No. 83.

Which motion prevailed.

Senator Marshall moved that the rules be suspended and that Senate Bills Nos. 82, 83 and 85, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senator Cain moved that the Senate do concur in the House amendment to Senate Bill No. 75.

Which motion prevailed.

Senator Miklethun moved that the Senate do not concur in the House amendment to Senate Bill NO. 74 and that a Conference Committee be appointed.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Hereby reports disagreement with the House Committee.

Have had the same under consideration and recommend that the Committee be discharged and a new Committee named.

JOHN G. PLATH,
W. J. TROUT,
DANA J. TINNES,
Chairman.

Senator Tinnes moved that the report of the Committee be adopted and a new Committee be appointed.

Which motion prevailed and the report was adopted.

The President announced the appointment of Senators Miklethun, Marshall and Plath as a Conference Committee on Senate Bill No. 74.

The President announced the appointment of Senators Simonson, Field and Regeth as a Conference Committee on House Bill No. 167.

The President announced the appointment of Senators Whitman, Larson and Lind as a Conference Committee on House Bill No. 21.

THIRD READING OF THE SENATE BILLS

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Matthaei
Bangert	Fredrickson	Miller
Bonzer	Greene	Murphy
Brostuen	Gronvold	Olson
Burkhart	Hamilton	Plath
Brunsdale	Handley	Porter
Cain	Indergaard	Regeth
Drew	Jones	Simonson
Dubay	Kamrath	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Trovatten
Eastgate	McDonald	Whelan
Field	Magnuson	Whitman
Fine	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Trout
Patten	Thorson

Absent and not voting:

Messrs.	Messrs.
Larson	Watt
Martin	

So the bill passed and the title was agreed to.

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Miklethun
Bangert	Fredrickson	Miller
Bonzer	Greene	Murphy
Brostuen	Gronvold	Olson
Brunsdale	Hamilton	Plath
Cain	Handley	Porter
Drew	Jones	Regeth
Dubay	Lind	Simonson
Erickson, Burke	McDonald	Stucke
Erickson, Kidder	Magnuson	Tinnes
Eastgate	Marshall	Trovatten
Field	Matthaei	Whelan

Those voting in the negative were:

Messrs.	Messrs.
Fine	Trout
Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Larson	Thorson
Indergaard	Lynch	Watt
Kamrath	Martin	Whitman

So the bill passed and the title was agreed to.

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Brunsdale	Handley	Plath
Cain	Indergaard	Porter
Drew	Jones	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	Lynch	Tinnes
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whitman
Fowler	Matthaei	Wog

Those voting in the negative were:

Messrs.
Patten
Trout

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Whelan
Kamrath	Watt	

So the bill passed and the title was agreed to.

Senator Fine moved that the Senate do now recess, subject to the Call of the Chair.

The Senate reconvened, pursuant to recess. The president, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Also,

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personality.

Also,

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Also,

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Also,

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499, 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of

Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota, Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Also,

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Also,

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Also,

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Also,

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Also,

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Also,

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Also,

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Also,

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Also,

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Also,

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Also,

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Also

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Also,

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Also,

House Bill No. 15. 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.

Also

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Also

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Also,

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Also,

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Con-

fiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Also,

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Also,

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Also,

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Also

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Laws of 1919, Chapter 8, Entitled "Appeals in Civil Cases Tried Without a Jury"; and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in all Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Also,

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Also,

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Moneys Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating

the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Also,

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

House Bill No. 245. A Bill for an Act to amend and re-enact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Also,

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Also,

House 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 Motor Vehicle Registration Department.

Also,

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Also,

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Also,

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Also,

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Also,

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Also,

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Also,

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Also,

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Also,

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Concurrent Resolution No. 11.

Also,

House Concurrent Resolution No. 8.

Also,

House Concurrent Resolution No. 4.

Also,

House Concurrent Resolution No. 15. Concurrent Resolution protesting against state-wide conventions held by certain county officers held at the expense of the county, and vacation with pay.

Also,

House Concurrent Resolution No. 7.

Also,

House Concurrent Resolution No. 12. A Resolution Providing for the Establishment of Federal Game Reserves on or Near the Fort Berthold Indian Reservation, and on the Standing Rock Indian Reservation near Fort Yates.

And the President signed the same in the presence of the Senate.

Senator Field asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Field moved that the Senate do concur in the House amendments to Senate Bills Nos. 76 and 80.

Which motion prevailed.

Senator Murphy moved that the Conference Committee on Senate Bills Nos. 76 and 80 be discharged.

Which motion prevailed.

Senator Field moved that the rules be suspended and that Senate Bill No. 76, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senator Murphy moved that the rules be suspended and that Senate Bill No. 80, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Brunsdale	Kamrath	Regeth
Cain	Lind	Simonson
Drew	McDonald	Stucke
Dubay	Magnuson	Tinnes
Erickson, Divide	Marshall	Trout
Erickson, Kidder	Matthaei	Trovatten
Eastgate	Miklethun	Whelan
Field	Miller	Wog
Fowler	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Thorson
Fine	Larson	Watt
Greene	Lynch	Whitman
Indergaard	Martin	

So the bill passed and the title was agreed to.

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Brunsdale	Kamrath	Regeth
Cain	Lind	Simonson
Drew	McDonald	Stucke
Dubay	Magnuson	Tinnes
Erickson, Divide	Marshall	Trout
Erickson, Kidder	Matthaei	Trovatten
Eastgate	Miklethun	Whelan
Field	Miller	Wog
Fowler	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Jones	Thorson
Fine	Larson	Watt
Greene	Lynch	Whitman
Indergaard	Martin	

So the bill passed and the title was agreed to.

Senator Magnuson moved that the Senate do concur in the House amendment to Senate Bill No. 143.

Which motion was seconded.

Senator Regeth moved, as a substitute motion, that the Senate do not concur in the House amendment to Senate Bill No. 143.

Which motion prevailed.

The President announced the appointment of Senators Magnuson, Olson and Regeth as a Conference Committee on Senate Bill No. 143.

Senator Marshall moved that the Senate do concur in the House amendment to Senate Bill No. 233.

Which motion prevailed.

Senator Bangert moved the rules be suspended and Senate Bill No. 233, as amended, be considered properly re-engrossed placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Jones	Olson
Brostuen	Kamrath	Patten
Drew	Larson	Plath
Erickson, Divide	McDonald	Simonson
Erickson, Kidder	Magnuson	Stucke
Fredrickson	Marshall	Tinnes
Gronvold	Matthaei	Trout
Hamilton	Miklethun	Whelan
Handley	Miller	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Porter
Brunsdale	Fowler	Regeth
Cain	Greene	Trovatten
Dubay	Lind	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Indergaard	Thorson
Burkhart	Lynch	Watt
Field	Martin	Whitman
Fine	Murphy	

So the bill passed and the title was agreed to.

Senator Fredrickson moved that further action on Senate Bill No. 66 be temporarily deferred.

Which motion prevailed.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Also,

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Also,

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Also,

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for committment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Also,

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Also,

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Also,

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Also,

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Also,

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Also,

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act; and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Also,

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Also,

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Also,

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Also,

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Also,

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Also,

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Section 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Also,

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Also,

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Also,

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that

all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Also,

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Also,

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Also,

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Also,

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Commissioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Also,

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Also,

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Also,

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to amend and re-enact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Also,

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Also,

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax.

Also,

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota.

for the year 1913, relating to the suspension of the power of alienation.

Also,

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Also,

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Also,

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Also,

Senate Bill No. 67. 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.

Also,

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Also,

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Also,

Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old Line Fire Insurance Companies.

Also,

Senate Bill No. 262. A Bill for an Act to amend and re-enact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Also,

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Also,

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Also,

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Also,

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion by or on behalf of landlords or other persons claiming liens upon or interests in crops, unless said interests or liens are on file or of record, or written notice of the existence thereof is given to the warehousemen.

Also,

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Also,

Senate Bill No. 297. A Bill for an Act to amend and re-enact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Also,

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Also,

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Also,

Senate Concurrent Resolution No. A-A.

Also,

Senate Concurrent Resolution No. X.

Were delivered to the Governor for his approval at the hour of 3:00 o'clock P. M., March 3, 1933.

TOM WHELAN,
Chairman.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report they have examined the following:

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

And find same correctly enrolled.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and

repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

And find same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bangert moved that the Senate do recess subject to the Call of the Chair.

The Senate reconvened pursuant to recess, the President, O. H. Olson, presiding.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarek, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendment to House Bill No. 93.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Hamilton moved that the vote by which Senate Bill No. 315 was passed be re-considered.

Which motion was seconded.

Senator Cain demanded a call of the Senate.

The roll was called and all Senators were present except Senator Martin,

Senator Burkhart moved that the call of the Senate be dispensed with.

Which motion prevailed.

Senator Hamilton renewed his motion to reconsider Senate Bill No. 315.

Which motion was seconded.

Senator Cain arose to a point of order.

I call attention to Section 11 of the Joint Rules which reads as follows:

RETURNING OF BILLS

11. Either House shall return any bill or resolution called for by resolution of the other House, if the bill or resolution is yet in possession of the House called upon, and no action thereon has been had. In case action has been had, then it shall require a two-thirds vote of the House asked to return a bill or resolution called for.

We have taken action on Senate Bill No. 315. When it was first up today a motion was made that the Senate concur in the House amendments, that motion was carried by the making of that motion, it being put by the Chair and voted upon by the Senate. Later it was placed upon Third Reading and Final Passage. At that time the roll was called; that was taking action, so it will require a two-thirds vote of the membership here to grant the request of the House.

Senator Bangert moved, as a substitute motion, that instead of the Senate reconsidering the vote by which the amendment was approved, the Senate require the Clerk of the House to certify to the Senate, the action which was taken upon the proposed amendment to Senate Bill No. 315 which the Senate had approved.

Which motion was seconded.

Senator Cain: There was a point of order made against which you cannot make a substitute motion.

The President ruled the substitute motion in order.

The question was on the substitute motion of Senator Bangert.

Which motion prevailed.

Senator Brunsdale moved that the Senate do not concur in the House amendment to Senate Bill No. 66.

Which motion prevailed.

The President announced the appointment of Senators Brunsdale, Stucke and Field as a Conference Committee on Senate Bill No. 66.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the House do concur to the Senate amendments to House Bill No. 21.

For the Senate:

W. S. WHITMAN,
ANTON LARSON,
W. D. LYNCH.

For the House:

A. E. SANDLIE,
C. T. OLSON,
MILTON RUE.

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fine moved that the Senate do concur in the House amendment to Senate Bill No. 227.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, 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.

Have had the same under consideration and recommend that the same be amended as follows:

ALL AMENDMENTS TO ENGROSSED BILL

Subdivision 3

Clerkhire:

Item 3, strike out the figures "\$6,209.29" and insert "\$10,348.80."

Item 4, postage, strike out "\$875.00" and insert "\$750.00."

Item 5, office supplies, strike out the figures "\$200.00" and insert "\$400.00."

Subdivision 4

Item 1, salary, strike out the figures "\$3,584.00" and insert "\$4,000.00."

Subdivision 6

Clerkhire:

Item 9, Furniture and Fixtures, strike out "\$400.00" and insert "\$500.00."

Item 10, Printing and Lithographing, strike out "\$3,000.00" and insert "\$3,300.00."

Subdivision 7

Item 2, Authenticated and Popular Editions Session Laws 1933, strike out "\$3,000.00" and insert "\$3,800.00."

Subdivision 8

Clerkhire:

Item 4½, insert "Assistant Voucher and Audit Clerk, \$2,280.00."

Item 8, Warrant Clerks, strike out "\$2,280.00" and insert "Three Warrant Clerks, \$6,840.00."

Item 11, Postage, strike out "\$2,200.00" and insert "\$5,000.00."

Subdivision 9

Clerkhire:

Item 9, Postage, strike out "\$4,400.00" and insert "\$5,400.00."

Item 12, Printing, strike out "\$1,000.00" and insert "\$1,500.00."

Subdivision 10

Item 10, Travel Expense, strike out "\$300.00" and insert "\$200.00."

Subdivision 12

Item 3, Four Assistant Attorneys General, strike out "\$14,912.00" and insert "\$18,432.00."

Insert: "Item 4, Special Assistant Attorney General, \$2,750.00."

Strike out all of item 12, Cigarette Law Enforcement Fund.

Subdivision 13

Item 7, Printing, strike out "\$8,500.00" and insert "\$10,000.00."

Subdivision 14

Insert Item 2 under Director of Secondary Education: "Travel, \$500.00."

Under "State Aid" add Item 1 "For County Agricultural Schools, \$15,000.00"

Subdivision 15

Re-insert under "Clerkhire" item 3, "Stenographers, \$2,069.76."

Item 4, Postage, strike out "\$650.00" and insert "\$750.00."

Item 8, Miscellaneous, strike out "\$500.00" and insert "\$600.00."

Subdivision 16

Clerkhire:

Item 4, Stenographers, strike out "\$2,069.76" and insert "\$2,669.76."

Subdivision 17

Clerkhire:

Insert "Chief Clerk," "\$2,620.80."

Item 3, Traffic Expert, strike out "\$4,608.00" and insert "\$5,600.00."

Item 4, Assistant Traffic Expert, strike out "\$2,822.00" and insert "\$3,360.00."

Item 5, Reporter, strike out "\$3,840.00" and insert "\$4,000.00."

Insert Item 7, "Assistant Engineer, \$2,816.00."

Item 13, Printing and Lithographing, strike out "\$1,500.00" and insert "\$1,800.00."

Subdivision 18

Clerkhire:

Item 2, Assistant Elevator Accountant, strike out "\$2,-784.00" and insert "\$2,816.00."

Insert item 3, "Second Assistant Elevator Accountant, \$2,-280.00."

Item 8, Printing and Lithographing, strike out "\$750.00" and insert "\$900.00."

Item 10, Travel Expense and Car Exchange, strike out "\$3,000.00" and insert "\$4,000.00."

Subdivision 19

Item 1, Salary, strike out "\$3,840.00" and insert "\$4,800.00."

Clerkhire:

Insert item 2, "Office Deputy, \$3,072.00."

Item 10, Five Stenographers, strike out "\$6,635.52" and insert "\$8,847.36."

Item 14, Printing, strike out "\$1,500.00" and insert "\$2,-000.00."

Subdivision 21

Item 1, Salary, strike out "\$4,800.00" and insert "\$5,600.00."

Clerkhire:

Item 1, Deputy Tax Commissioner and Assistants, strike out "\$10,624.00" and insert "\$18,720.00."

Item, Stenographer and Clerk, strike out "\$2,280.00" and insert "\$4,560.00."

Item 9, Postage, strike out "\$4,700.00" and insert "\$8,-000.00."

Item 10, Office Supplies, strike out "\$500.00" and insert "\$1,400.00."

Item 11, Furniture and Fixtures, strike out "\$300.00" and insert "\$600.00."

Item 12, Printing, strike out "\$5,000.00" and insert "\$8,-000.00."

Item 14, Travel Expense, strike out "\$3,100.00" and insert "\$4,000.00."

Gasoline Tax Refund Division:

Clerkhire:

Item 1, Stenographer and Chief Clerk, strike out "\$2,280.00" and insert "\$2,400.00."

Item 2, Refund Clerks and Machine Operators, strike out "\$9,120.00" and insert "\$1,800.00."

Item 3, Postage, strike out "\$5,000.00" and insert "\$1,-000.00."

Item 4, Printing, strike out "\$1,500.00" and insert "\$800.00."

Item 6, Office Supplies, strike out "\$400.00" and insert "\$200.00."

Item 7, Miscellaneous, strike out "\$200.00" and insert "\$100.00."

Subdivision 22

Clerkhire:

Insert item 7, "Supply Clerk, \$1,900.00."

Item 11, Printing, strike out "\$1,200.00" and insert "\$1,000.00."

Subdivision 24

Clerkhire:

Item 4, Clerk, strike out "\$1,310.40" and insert "\$1,440.00."

Subdivision 25

Item 8, Travel Expense, strike out "\$2,000.00" and insert "\$1,500.00."

Subdivision 26

Clerkhire:

Strike out item 2, Clerk, and \$2,280.00, and insert in lieu thereof: "Assistant Adjutant General, \$3,072.00."

Subdivision 27

Salary, strike out "\$3,200.00" and insert "\$4,000.00."

Subdivision 28

Item 1, Clerkhire, strike out "\$1,000.00" and insert "\$2,800.00."

And change all title to conform with amendments.

And when so amended recommend the same do pass.

Senate:

J. K. BROSTUEN,
S. J. ATKINS,
E. C. STUCKE.

House:

W. M. CROCKETT,
D. C. CUNNINGHAM,
W. B. FALCONER.

J. K. BROSTUEN,
Chairman.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fredrickson moved that the report of the Conference Committee on House Bill No. 3 be adopted.

Which motion prevailed.

Senator Fredrickson moved that further action on House Bill No. 3 be temporarily deferred.

Which motion prevailed.

Senator Stucke moved that the Senate do not concur in the House amendments to Senate Bill No. 22 and that a Conference Committee be appointed.

Which motion prevailed.

Senator Fredrickson moved that the Senate do concur in the House amendments to Senate Bill No. 69.

Which motion was seconded.

Senator McDonald moved, as a substitute motion, that the Senate do not concur in the House amendments to Senate Bill No. 69.

Which motion was lost.

The question is on the motion of Senator Fredrickson.

Which motion prevailed.

Senator Fredrickson moved the rules be suspended and Senate Bill No. 69, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Handley	Patten
Bonzer	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes

Messrs.	Messrs.	Messrs.
Erickson, Divide	McDonald	Trout
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Dubay	Thorson
Erickson, Kidder	

Absent and not voting:

Messrs.
Hamilton
Martin

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 167 was rejected and a new Conference Committee was appointed as follows: Jardine, Symington and Shurr.

Also,

Inform you that the report of the Conference Committee on House Bill No. 7 was rejected and a new Conference Committee was appointed as follows: Johnson, Sannes and Swendseid.

Also,

Inform you that the report of the Conference Committee on House Bill No. 21 was rejected and a new Conference Committee was appointed as follows: Sandlie, Olson (Bowman) and Rue.

Also,

The House has adopted the report of the Conference Committee on Senate Bill No. 47.

Also,

Inform you that the House has adopted the report of the Conference Committee on House Bill No. 16.

Also,

Inform you that the House has adopted the report of the Conference Committee on House Bill No. 148.

Also,

Inform you that the House has concurred in the Senate amendment to House Bill No. 209.

Also,

Inform you that the House has concurred in the Senate amendments to House Bill No. 14.

Also return:

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section

225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Fine asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Fine moved that the Senate do concur in the House amendments to Senate Bill No. 227.

Which motion prevailed.

Senator Fine moved that the rules be suspended and Senate Bill No. 227, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whelan

Messrs.	Messrs.	Messrs.
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Fine moved that further action on House Bill No. 98 be indefinitely postponed.

Which motion prevailed.

The President announced the appointment of Senators Erickson of Kidder, Drew and Patten as a Conference Committee on Senate Bill No. 22.

Senator Brostuen moved that the Senate do concur in the House amendments to Senate Bill No. 282.

Which motion prevailed.

Senator Fredrickson moved, as a substitute motion, that action be deferred temporarily on Senate Bill No. 282.

Which motion prevailed.

Senator Brostuen moved that the Senate do concur in the House amendments to Senate Bill No. 271.

Which motion prevailed.

Senator Brostuen moved the rules be suspended and Senate Bill No. 271, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Murphy
Bonzer	Indergaard	Olson
Brostuen	Jones	Patten
Burkhart	Kamrath	Regeth
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	McDonald	Trout
Field	Magnuson	Watt
Fowler	Marshall	Whelan
Fredrickson	Matthaei	Whitman
Greene	Miklethun	Wog
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Thorson
Brunsdale	Gronvold	Trovatten
Cain	Porter	

Absent and not voting:

Messrs.	Messrs.
Fine	Plath
Martin	

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Lynch, Tinnes and Greene as a Conference Committee on House Bill No. 102.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, pro-

viding for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

And the President signed the same in the presence of the Senate.

Senator McDonald moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess taken.

Senator Brostuen moved that the rules be suspended and that Senate Bill No. 282, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miklethun
Bangert	Greene	Olson
Brostuen	Handley	Patten
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Stucke
Drew	Lynch	Tinnes
Erickson, Kidder	McDonald	Trout
Field	Magnuson	Whelan
Fine	Marshall	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cain	Gronvold	Thorson
Erickson, Divide	Murphy	
Eastgate	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Larson	Porter

Messrs.	Messrs.	Messrs.
Dubay	Lind	Simonson
Fowler	Martin	Trovatten
Hamilton	Matthaei	Watt
Kamrath	Miller	Wog

So the bill passed and the title was agreed to.

Senator Brostuen moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess taken.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you the records of the House of Representatives indicates that Senate Bill No. 315 was not placed upon Third Reading before the roll was called.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Bangert moved that in view of the information received from the House that the records of this Senate showing the legislative action taken on the bill be deleted.

Which motion was seconded.

Senator Cain arose to a point of order. Requested the message to the House read from the desk.

Senator Bangert submitted that the record received from the House fully complied with the request and with every reasonable rule and that his motion be left upon the records.

Senator Cain submitted that the motion by Senator Bangert was not proper and that his original point of order and the one just made was in order and should be granted.

The President ruled that a majority had a right to meet the request of the House inasmuch as there was no clincher motion on the bill, stating further, that this was a Senate Bill and that a majority of this body of the assembly had a right to be interested in its own bill to the extent of assuring its proper passage in the House.

The President announced that the question was on the motion to reconsider the vote by which Senate Bill No. 315 was passed.

Which motion prevailed.

Senator Hamilton moved that the Senate grant the request of the House and return Senate Bill No. 315.

Senator Cain arose to a point of order.

The President over-ruled the point of order.

Senator Cain demanded a roll call.

Senator Murphy requested a call of the Senate.

The roll was called and disclosed all Senators present except Senator Martin.

Senator Murphy moved that the call of the Senate be dispensed with.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the motion to return Senate Bill No. 315 to the House as requested, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Drew	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	McDonald	Trout
Fine	Magnuson	Thorson
Fowler	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Trovatten
Brunsdale	Lynch	Watt
Cain	Murphy	Whelan
Eastgate	Plath	
Field	Porter	

Absent and not voting:

Messrs.
Martin

So the motion prevailed.

EXPLANATION OF VOTES

Senator Drew: "I voted nay before on this bill but both Houses have acted favorably on it, consequently, I vote aye for the return of the bill to the House."

Senator Regeth: "I think the majority of this Senate is entitled to respect so I vote aye to return the bill to the House for correction."

Senator Burkhart moved that the Senate do now recess subject to the call of the President.

Which motion prevailed.

The Senate reconvened pursuant to recess taken.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 68. 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.

Also,

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Which the House has amended.

Also return:

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has indefinitely postponed.

Also transmit:

Joint Resolution No. 6.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Hamilton moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess taken, Senator Hamilton, President pro tem, presiding.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 270. A Bill for an Act to amend and reenact Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collect-

ing the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State

Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Which the House has amended.

Also transmit:

House Concurrent Resolution No. 22.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Cain moved that the Senate request the House to return the enrolled Senate Bill No. 50.

Which motion prevailed.

Senator Field moved that the Senate do concur in the House amendments to Senate Bill No. 39.

Which motion prevailed.

Senator Field moved that the rules be suspended and that

Senate Bill No. 39, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Brostuen	Hamilton	Olson
Brunsdale	Handley	Patten
Cain	Indergaard	Plath
Drew	Kamrath	Porter
Dubay	Larson	Regeth
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Thorson
Eastgate	McDonald	Trovatten
Field	Magnuson	Watt
Fine	Marshall	Whelan
Fowler	Matthaei	Wog
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Trout
Burkhart	Simonson	Whitman
Jones	Stucke	

So the bill passed and the title was agreed to.

Senator Bangert moved that the Senate do concur in the House amendments to Senate Bill No. 318.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and that Senate Bill No. 318, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Tinnes
Erickson, Kidder	Lynch	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Wog
Greene	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Whitman
Burkhart	Simonson	

So the bill passed and the title was agreed to.

Senator Erickson of Kidder moved that the Senate do not concur in the House amendments to Senate Bill No. 46 and that a Conference Committee be appointed.

Which motion prevailed.

Senator Magnuson moved that the Senate do concur in the House amendment to Senate Bill No. 23.

Which motion prevailed.

Senator Magnuson moved that the rules be suspended and that Senate Bill No. 23, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and

general expenses of the Department of Coal Mine Inspection.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting.

Messrs.	Messrs.
Burkhart	Simonson
Martin	

So the bill passed and the title was agreed to.

Senator Porter moved that the Senate do concur in the House amendments to Senate Bill No. 132.

Which motion prevailed.

Senator Porter moved that the rules be suspended and that Senate Bill No. 132, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 132. A Bill for an Act to amend and reenact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Handley	Patten
Brunsdale	Jones	Plath
Cain	Kamrath	Porter
Drew	Larson	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	McDonald	Trout
Eastgate	Magnuson	Trovatten
Field	Marshall	Watt
Fine	Matthaei	Whitman
Fredrickson	Miklethun	Wog
Greene	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Tinnes	Whelan
Fowler	Thorson	

Absent and not voting:

Messrs.	Messrs.
Burkhart	Martin
Indergaard	

So the bill passed and the title was agreed to.

Senator Atkins moved that the Senate do concur in the House amendments to Senate Bill No. 130.

Which motion prevailed.

Senator Atkins moved that the rules be suspended and that Senate Bill No. 130, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy

Messrs.	Messrs.	Messrs.
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Trout
Dubay	Lynch	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fine	Miklethun	Wog
Fowler	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Greene	Martin	Tinnes
Indergaard	Porter	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Fredrickson moved that the Senate do not concur in the House amendments to Senate Bill No. 52 and that a Conference Committee be appointed.

Which motion prevailed.

Senator Brostuen moved that the Senate do not concur in the House amendments to Senate Bill No. 270 and that a Conference Committee be appointed.

Which motion prevailed.

Senator Field moved that the Senate do not concur in the House amendments to Senate Bill No. 68 and that a Conference Committee be appointed.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 21 was rejected and a new Conference Committee was appointed as follows: Twete, Piper and Jensen.

Also, the Speaker has appointed as a Conference Committee on House Bill No. 242, Godwin, Hanson of Stark and Johnson.

Also, the Speaker has appointed as a Conference Committee on House Bill No. 216, Aljets, Kapfer and Flaten.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Jones moved that the Senate do concur in the House amendments to Senate Bill No. 140.

Which motion prevailed.

Senator Jones moved that the rules be suspended and that Senate Bill No. 140, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fine	Miklethun	Wog
Fowler	Miller	
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Tinnes
Indergaard	Matthaei	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Porter moved that all reference to Senate Resolution A-2 be expunged from the permanent records.

Which motion was seconded.

Senator Porter demanded a roll call.

ROLL CALL

The question being on the motion to expunge from the permanent record Senate Resolution No. A-2, the roll was

called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Gronvold	Murphy
Bonzer	Jones	Plath
Brostuen	Kamrath	Porter
Brunsdale	Lind	Regeth
Cain	Lynch	Tinnes
Drew	McDonald	Trovatten
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fowler	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dubay	Hamilton	Stucke
Erickson, Divide	Handley	Trout
Erickson, Kidder	Larson	Thorson
Fine	Olson	Wog
Greene	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Simonson
Indergaard	Matthaei	Watt

So the motion was declared carried.

Senator Regeth served notice of changing his vote to "aye" for the purpose of reconsideration.

The President, O. H. Olson, took the Chair.

Senator Trout moved that the Senate do not concur in the House amendments to Senate Bill No. 165, and that a Conference Committee be appointed.

Which motion prevailed.

The President announced the appointment of Conference Committees on the following Bills, namely:

Senate Bill No. 46, Senators Fine, Larson and Eastgate.

Senate Bill No. 21, Senators Bangert, Bonzer and Trout.

Senate Bill No. 52, Senators Burkhart, Cain and Jones.

Senate Bill No. 68, Senators Patten, Gronvold and Miller.

Senate Bill No. 270, Senators Brostuen, Tinnes and Brunsdale.

Senate Bill No. 165, Senators Hamilton, Trout and Lynch.

House Bill No. 242, Senators Greene, Fowler and Indergaard.

House Bill No. 216, Senators McDonald, Drew and Porter.

Senator Brostuen moved that the Senate do concur in the House amendment to Senate Bill No. 302.

Which motion was seconded.

Senator Cain moved, as a substitute motion, that consideration of Senate Bill No. 302 be deferred to follow consideration of Senate Bill No. 315.

Which motion prevailed.

The President announced the appointment of Senators Magnuson, Hamilton and Bonzer, as a Conference Committee on House Bill No. 7.

Senator Brunsdale moved that the Senate do concur in the House amendments to Senate Bill No. 326.

Which motion prevailed.

Senator Brunsdale moved that the rules be suspended and that Senate Bill No. 326, as amended, be considered properly re-engrossed, placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Brunsdale	Handley	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Lind	Simonson
Erickson, Divide	Lynch	Stucke
Erickson, Kidder	McDonald	Trout
Eastgate	Magnuson	Whelan
Field	Marshall	Whitman
Fowler	Miklethun	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Martin	Trovatten
Fine	Matthaei	Watt
Indergaard	Tinnes	
Larson	Thorson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Erickson of Kidder moved that the Senate do concur in the House amendments to Senate Bill No. 309.

Which motion prevailed.

Senator Erickson of Kidder moved that the rules be suspended and that Senate Bill No. 309, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Miklethun	Whelan
Fowler	Miller	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Larson	Watt
Fine	Martin	Whitman
Indergaard	Matthaei	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on House Bill No. 3 has been rejected and a new Conference Committee was appointed as follows: Falconer, Crockett and Cunningham.

Also,

The report of the Conference Committee on House Bill No. 7 has been rejected and a new Conference Committee was appointed as follows: Lynch, Bettenhausen and Oglesby.

Also return enrolled:

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

As requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Regeth moved that the Senate do concur in the House amendments to Senate Bill No. 164.

Which motion was seconded.

Senator Fowler moved, as a substitute motion, that the Senate do not concur in the House amendments to Senate Bill No. 164 and that a Conference Committee be appointed.

Which motion prevailed.

The President announced the appointment of Senators Erickson of Kidder, Regeth and Whitman as a Conference Committee on Senate Bill No. 164.

Senator McDonald moved that the Senate do concur in the House amendments to Senate Bill No. 321.

Which motion prevailed.

Senator McDonald moved that the rules be suspended and that Senate Bill No. 321, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Murphy
Brostuen	Handley	Olson
Burkhart	Jones	Patten
Brunsdale	Kamrath	Regeth
Cain	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Field	Magnuson	Whelan
Fowler	Marshall	Whitman
Fredrickson	Miklethun	
Gronvold	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Porter
Bonzer	Indergaard	Simonson
Drew	Martin	Trout
Eastgate	Matthaei	Watt
Fine	Plath	Wog

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bangert moved that the Senate do concur in the House amendments to Senate Bill No. 314.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and Senate Bill No. 314, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hall Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brunsdale	Jones	Porter
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Field	Marshall	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	
Greene	Murphy	

Those voting in the negative were:

Messrs.
Regeth

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Indergaard	Simonson
Burkhart	Lynch	Watt
Eastgate	Martin	Wog
Fine	Matthaei	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Erickson of Kidder moved that the Senate do not concur in the House amendments to Senate Bill No. 3 and that a Conference Committee be appointed.

Which motion was seconded.

Senator Bangert moved, as a substitute motion, that the Senate do concur in the House amendment to Senate Bill No. 3.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and Senate Bill No. 3, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Patten
Brunsdale	Jones	Plath
Cain	Kamrath	Stucke
Drew	Larson	Trout
Dubay	Lind	Thorson
Erickson, Divide	McDonald	Trovatten
Erickson, Kidder	Magnuson	Whelan
Field	Marshall	Whitman
Fowler	Miklethun	

Those voting in the negative were:

Messrs.
Regeth
Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burkhart	Indergaard	Porter
Eastgate	Lynch	Simonson
Fine	Martin	Tinnes
Greene	Matthaei	Watt

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Miklethun moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess taken, the President, O. H. Olson, presiding.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

And the President signed the same in the presence of the Senate.

The President announced that the Senate was on the Fifth Order of Business.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate de-

partment, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and appropriation, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved for the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee to whom was referred

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Have had the same under consideration and recommend that the House do not concur in Senate amendments and that the House and Senate pass House Bill No. 102 as originally passed by the House.

For the Senate:

W. D. LYNCH,
E. E. GREENE,
DANA J. TINNES.

For the House:

W. J. FLANNIGAN,
H. R. SOLBERG,
DAN R. JONES.

And when so amended recommend the same do pass.

Senator Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

. Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 8; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Patten
Burkhart	Lind	Plath
Drew	Lynch	Regeth
Dubay	McDonald	Simonson
Erickson, Divide	Magnuson	Tinnes
Erickson, Kidder	Marshall	Trout
Field	Miklethun	Thorson
Fredrickson	Miller	Whelan
Greene	Olson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Fowler	Murphy
Cain	Gronvold	Porter
Eastgate	Jones	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Indergaard	Stucke
Bonzer	Kamrath	Trovatten
Brostuen	Larson	Watt
Fine	Martin	Whitman
Hamilton	Matthaei	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill strike out the figures "\$40,000.00" and insert in lieu thereof "\$50,000.00."

For the Senate:

NELS MAGNUSON,
D. H. HAMILTON,
A. T. BONZER, JR.

For the House:

M. H. LYNCH,
S. OGLESBY,
N. H. BETTENHAUSEN.

And when so amended recommend the same do pass.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fine moved that the Senate do concur in the House amendments to Senate Bill No. 46.

Which motion prevailed.

Senator Erickson of Kidder moved that the rules be suspended and Senate Bill No. 46, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Miller
Burkhart	Greene	Murphy
Brunsdale	Gronvold	Olson
Cain	Hamilton	Patten
Drew	Handley	Plath
Dubay	Larson	Porter
Erickson, Divide	Lind	Regeth
Erickson, Kidder	Lynch	Tinnes
Eastgate	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Whelan
Fowler	Miklethun	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Trovatten
Bangert	Martin	Watt
Brostuen	Matthaei	Wog
Indergaard	Simonson	
Jones	Stucke	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the Senate recede from its amendments.

For the Senate:

E. E. GREENE,
A. W. FOWLER,
E. M. INDERGAARD.

For the House:

W. J. GODWIN,
HANSON, of Stark,
A. C. JOHNSON.

Senator Greene moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 29; nays, 8; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burkhart	Hamilton	Miller
Cain	Handley	Olson
Drew	Jones	Patten
Dubay	Kamrath	Plath
Erickson, Divide	Larson	Regeth
Erickson, Kidder	Lind	Tinnes
Fine	Lynch	Whelan
Fowler	McDonald	Whitman
Fredrickson	Magnuson	Wog
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Porter
Brunsdale	Gronvold	Thorson
Eastgate	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Stucke
Bangert	Matthaei	Trout
Brostuen	Miklethun	Trovatten
Indergaard	Simonson	Watt

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to Senate Bill No. 167.

Also,

The House has concurred in the Senate amendments to House Bill No. 206.

Also,

The House has concurred in the Senate amendments to House Bill No. 326.

Also,

The House has concurred in the Senate amendments to House Bill No. 114.

Also,

Inform you that the House has concurred in the Senate amendments to House Bill No. 287.

Also,

Inform you that the Speaker has appointed a Conference Committee on Senate Bill No. 52. Peterson, Hagen, and Nelson of Dickey.

Also,

Inform you that the Speaker has appointed a Conference Committee on Senate Bill No. 270. Mostad, Brunsdale and Lavik.

Also,

The Speaker has appointed a Conference Committee on Senate Bill No. 165. Svingen, Gilchrist and Holte.

Also,

The Speaker has appointed as a Conference Committee on House Bill No. 265. Peterson of Mountrail, Symington and Johnston.

Also,

Inform you that the House has concurred in the Senate amendments to House Bill No. 86.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The President announced the appointment of Senators Fine, Trovatten and Miklethun as a Conference Committee on House Bill No. 265.

The President announced the appointment of Senators McDonald, Miklethun and Eastgate as a Conference Committee on House Bill No. 134.

Senator Erickson of Kidder demanded a call of the Senate.

The roll was called and all Senators were present except Senators Atkins and Martin.

The Sargent-at-Arms was instructed to bring in the absent Senators.

Senator Erickson of Kidder moved that the call of the Senate be dispensed with.

Senator Lynch moved that the courtesies of the floor be extended to "Felix Von Luckner der Seeteufel Dog" belonging to Senator Matthaai.

Which motion prevailed.

A roll call was demanded and the clincher motion attached.

Senator Erickson of Kidder announced the motion before the Senate was the motion by Senator Hamilton on Senate Bill No. 315 to concur in the House amendment.

Which motion prevailed.

Senator Erickson of Kidder moved that the rules be suspended and Senate Bill No. 315, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

During debate on the bill, Senator Hamilton moved the previous question.

THIRD READING OF SENATE BILLS

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Handley	Miller
Brostuen	Indergaard	Olson
Burkhart	Jones	Patten
Dubay	Kamrath	Stucke
Erickson, Divide	Larson	Tinnes
Erickson, Kidder	McDonald	Trout
Fowler	Magnuson	Whitman
Fredrickson	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Porter
Brunsdale	Gronvold	Regeth

Messrs.	Messrs.	Messrs.
Cain	Lind	Simonson
Drew	Lynch	Thorson
Eastgate	Matthaei	Trovatten
Field	Murphy	Watt
Fine	Plath	Whelan

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 315 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTES

Senator Cain: "I am going to vote 'nay' on this Bill for the same reasons I gave yesterday when this Bill was before the Senate. I vote nay."

Senator Whelan: "This is not a replacement tax in any sense of the word, therefore, I vote nay."

Senator Regeth explained his vote as follows: "The reason the state has no money is the inability to pay taxes. Now this bill provides an additional tax and says you will have to pay the tax before you can get the necessities of life. It is a merciless way of collecting taxes. I vote 'nay'."

Senator Bangert moved that the Senate do concur in the House amendments to Senate Bill No. 131.

Which motion was seconded.

Senate Fowler moved, as a substitute motion, that the Senate do not concur in the House amendments to Senate Bill No. 131, and a Conference Committee be appointed.

Which motion was seconded.

A rising vote showed the motion lost.

Senator Fowler demanded a roll call.

ROLL CALL

The question being on the substitute motion that a Conference Committee be appointed, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Tinnes
Brostuen	Lynch	Trovatten
Brunsdale	McDonald	Watt

Messrs.	Messrs.	Messrs.
Cain	Miller	Whelan
Eastgate	Murphy	Whitman
Field	Plath	Wog
Fowler	Porter	
Gronvold	Simonson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miklethun
Bonzer	Indergaard	Olson
Burkhart	Jones	Patten
Drew	Kamrath	Regeth
Dubay	Larson	Stucke
Erickson, Divide	Lind	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	
Greene	Matthaei	

Absent and not voting:

Messrs.
Martin
Fredrickson

So the motion was declared lost.

Senator Fowler requested a verification of the roll call.

The President announced the roll call as 22 ayes, 25 nays and 2 absent.

The question was on the motion of Senator Bangert.

Which motion prevailed.

Senator Fowler moved that further consideration of Senate Bill No. 131 be indefinitely postponed.

I am making that motion that my remarks be made a part of the record and be printed in the Journal. The reason I am making this motion and calling the attention of all the Senators to the time is for this reason; that if this Bill is passed and becomes a law then, under the law, all taxes against these utilities will have to be collected under this law. This Bill carries a provision that all acts and parts of acts in conflict therewith are repealed, therefore, there can be no collection of taxes under the old law and if this law is taken into court and is set aside then there will be no collection of taxes for some months, at least, to come. Now, under the existing law we have a system of taxation and if this is going to be placed at 12 per cent, an unconstitutionally illegal rate, then the utilities will be forced to go into court and protest the law and if the law is set aside there will be no collection of taxes for some months.

Senator Burkhart moved that all reference to any but the 3rd day of March be expunged from the record.

The President announced there was a previous motion before the house.

Senator Hamilton moved the previous question.

Senator Whelan moved that the Senate do now adjourn Sine Die.

Which motion was seconded.

The motion was ruled out of order.

Senator Cain moved that the Senate do now adjourn Sine Die.

Which motion was lost.

Senator Cain demanded a roll call.

Which was not granted.

Senator Fowler demanded a roll call on his substitute motion.

ROLL CALL

The question being on the indefinite postponement of Senate Bill No. 131, the roll was called and there were ayes, 14; nays, 34; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Eastgate	Murphy	Whelan
Field	Plath	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	
Hamilton	Miller	

Absent and not voting:

Messrs.
Martin

So the motion was declared lost.

Senator Whelan explained his vote as follows:

"I am voting 'nay' on this Bill for two reasons. One is I cannot understand why the Senator from Richland left the telephone and telegraph companies out and the other is that we all know this tax is to be borne by the consumer."

THIRD READING OF SENATE BILL

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Whitman
Fredrickson	Matthaei	Wog
Greene	Miklethun	
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Brunsdale	Gronvold	Trovatten
Cain	Lynch	Watt
Eastgate	Murphy	Whelan
Field	Plath	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Bangert moved that the vote by which Senate Bill

No. 131 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 74. Arneson, Dittmer and Schauss.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 46. Muus, Rindy and Place.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 164. Twichell, Gilbertson and Jodock.

Also, the House has concurred in the Senate amendments to Senate Bill No. 270.

Also, the House has concurred in the Senate amendments to Senate Bill No. 165.

Also inform you that the House requests the return of:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

For further consideration.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Hamilton asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

Senator Hamilton moved that further consideration on Senate Bill No. 302 be indefinitely postponed.

Which motion prevailed.

Senator Burkhart moved that all reference to the date of

work by this session in regard to any other date than March 3, be expunged from the record.

Which motion prevailed.

Senator Erickson of Kidder moved to return Senate Bill No. 258 to the House as requested.

Which motion prevailed.

Senator Brostuen moved that the Senate do concur in the House amendments to Senate Bill No. 51.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 51, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Porter
Drew	Jones	Regeth
Dubay	Kamrath	Stucke
Erickson, Divide	Larson	Tinnes
Erickson, Kidder	Lind	Trout
Eastgate	McDonald	Thorson
Field	Magnuson	Trovatten
Fine	Marshall	Whelan
Fowler	Matthaei	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Watt
Cain	Miklethun	Whitman
Lynch	Simonson	

So the bill passed and the title was agreed to.

Senator Bangert moved that the Senate do concur in the House amendments to Senate Bill No. 207.

Which motion prevailed.

Senator Bangert moved that the rules be suspended and Senate Bill No. 207, as amended be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 30; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Matthaei
Brostuen	Indergaard	Miller
Burkhart	Jones	Olson
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Stucke
Erickson, Kidder	Lind	Tinnes
Fine	Lynch	Thorson
Fredrickson	McDonald	Trovatten
Greene	Magnuson	Whelan
Hamilton	Marshall	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Eastgate	Murphy
Brunsdale	Field	Plath
Cain	Fowler	Porter
Drew	Gronvold	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Patten	Watt
Martin	Simonson	
Miklethun	Trout	

So the bill passed and the title was agreed to.

Senator Bangert moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator McDonald moved that the Senate do not concur

in the House amendments to Senate Bill No. 50, and a Conference Committee be appointed.

Which motion prevailed.

The President announced the appointment of Senators McDonald, Miller and Lynch as a Conference Committee on Senate Bill No. 50.

The President announced that the Senate was on the Sixth Order of Business.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913, Section 2346a22 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the House:

ALFRED MOSTAD,
A. N. LAVIK,
KARL BRUNSDALE.

For the Senate:

J. K. BROSTUEN,
C. N. BRUNSDALE,
DANA J. TINNES.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brostuen moved that the Senate do concur in the House amendments to Senate Bill No. 270.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and Senate Bill No. 270, as amended, be considered properly re-enclosed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 30; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Miller
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Regeth
Drew	Larson	Simonson
Dubay	McDonald	Stucke
Erickson, Divide	Magnuson	Tinnes
Erickson, Kidder	Marshall	Trout
Fredrickson	Matthaei	Whelan
Greene	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Porter
Cain	Lynch	Whitman
Eastgate	Murphy	
Fowler	Plath	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Kamrath	Thorson
Field	Lind	Trovatten
Fine	Martin	Watt

So the bill passed and the title was agreed to.

Senator Brostuen moved that the vote by which Senate Bill No. 270 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

First, that on page 1, line 9 of the engrossed bill, change figures so as to read \$16,805.00. Secondly, that on page 1, line 11 of the engrossed bill, change figures so as to read \$37,760.00. Thirdly, that on page 1, line 15 of the engrossed bill, the figures "\$2,400.00" be struck out and insert in lieu thereof the figures "\$2,700.00." Fourthly, that on page 2, line 3 of the engrossed bill, change House figures \$3,600.00 to \$4,000.00.

Then change the House figures on page 2, line 24 of the engrossed bill so as to read \$183,621.61. That further your committee agrees on the remaining House amendments to Senate Bill No. 74.

For the House:

C. O. ARNESON,
GUS A. SCHAUSS,
C. H. DITTMER.

For the Senate:

JOHN L. MIKLETHUN,
JOHN G. PLATH,
A. S. MARSHALL.

Senator Miklethun moved that the report be adopted, and the committee discharged, which motion prevailed and the report was adopted.

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In re-engrossed bill on page 2, line 30, strike out the figures "1933" and insert in lieu thereof the figures "1935."

For the Senate:

D. H. HAMILTON,
W. J. TROUT,
W. D. LYNCH.

For the House:

C. O. SVINGEN,
W. J. GILCHRIST,
M. H. HOLTE.

And when so amended recommend the same do pass.

Senator Trout moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Burkhart moved that the rules be suspended and Senate Bill No. 165, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Erickson, Kidder	Marshall	Watt
Eastgate	Matthaei	Whelan
Fowler	Miller	Whitman
Fredrickson	Murphy	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Kamrath	Trovatten
Fine	Martin	
Hamilton	Miklethun	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Beg leave to report that the Senate concurs in the House amendments to Senate Bill No. 46 and request that the committee be discharged.

For the House:

EINAR MUUS,
W. S. PLACE,
H. A. RINDY.

For the Senate:

C. W. FINE,
J. E. EASTGATE,
ARTHUR LARSON.

C. W. FINE,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fredrickson moved that the rules be suspended and Senate Bill No. 46, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Brostuen	Jones	Regeth
Burkhart	Kamrath	Simonson

Messrs.	Messrs.	Messrs.
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Fine	Miklethun
Field	Martin	Trovatten

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Have had the same under consideration and recommend that the House recede from the amendments as follows:

In line 3, strike out the figures "\$8,120.00" and insert in lieu thereof the figures "\$9,930.00."

In line 9, strike out the figures "\$3,840.00" and insert in lieu thereof the figures "\$4,800.00."

In line 11, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$700.00."

In line 12, strike out the figures "\$100.00" and insert in lieu thereof the figures "\$150.00."

In line 14, strike out the figures "\$200.00" and insert in lieu thereof the figures "\$300.00."

In line 15, strike out the figures "\$700.00" and insert in lieu thereof the figures "\$1,000.00."

In line 16, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$600.00."

In line 18, strike out the figures "\$8,120.00" and insert in lieu thereof the figures "\$9,930.00."

And when so amended, recommend that the Senate and House concur in the amendments.

For the Senate:

G. A. JONES,
J. P. CAIN,
J. H. BURKHART.

For the House:

B. L. NELSON,
OLE ETTESTAD,
LEWIS HAGEN.

Senator Indergaard moved that the Conference Committee report be adopted, which motion prevailed and the report was adopted.

Senator Indergaard moved that the rules be suspended and Senate Bill No. 52, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Watt
Eastgate	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miller	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Field	Martin	Trovatten
Fine	Miklethun	
Hamilton	Murphy	

So the bill passed and the title was agreed to.

Senator Marshall moved to recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess taken.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 143.

Also, Senate Concurrent Resolution No. BB.

Also, Senate Bill No. 22.

Also transmit the following bills:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant

Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution, of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Also,

House Concurrent Resolution No. 19.

Also,

House Concurrent Resolution No. 6. Memorializing Herbert Hoover, President, and the Congress of the United States pertaining to future wars.

Which the Speaker of the House has signed and your signature is respectfully requested.

Also return:

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Also,

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, providing for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Also,

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Also,

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Also,

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

CONFERENCE COMMITTEE REPORT

Mr. President: Your Conference Committee appointed to consider:

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Beg leave to advise that your Committee has unanimously accepted the House amendments:

For the Senate:

O. E. ERICKSON.

For the House:

L. L. TWICHELL,
O. N. JODOCK,
BEN GILBERTSON.

Senator Burkhart moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Burkhart moved that the rules be suspended and Senate Bill No. 164, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

The President requested Senator Hamilton, President Pro Tem, to take the Chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 29; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Regeth
Burkhart	Larson	Simonson
Drew	Lind	Stucke
Dubay	Magnuson	Tinnes
Erickson, Divide	Marshall	Trout
Erickson, Kidder	Matthaei	Thorson
Fredrickson	Miklethun	Trovatten
Greene	Miller	Whelan
Hamilton	Olson	Wog
Indergaard	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Plath
Brunsdale	Gronvold	Porter
Cain	Lynch	Whitman
Field	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bangert	Fine	Martin
Bonzer	Handley	McDonald
Eastgate	Jones	Watt

So the bill passed and the title was agreed to.

Senator Burkhart moved that the vote by which Senate Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Miklethun moved that the rules be suspended and Senate Bill No. 74, as amended, be considered properly re-enclosed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Murphy
Bangert	Hamilton	Olson
Brostuen	Indergaard	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Tinnes
Erickson, Kidder	McDonald	Trout
Field	Magnuson	Thorson
Fine	Marshall	Trovatten
Fowler	Matthaei	Whelan
Fredrickson	Miklethun	Whitman
Greene	Miller	Wog

Those voting in the negative were:

Messrs.
Drew

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Patten
Eastgate	Martin	Watt

So the bill passed and the title was agreed to.

Senator Greene moved to recess, subject to the Call of the Chair.

Which motion prevailed.

The Senate reconvened, pursuant to recess taken, the President, O. H. Olson, presiding.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment made the following report that they have examined the following bills:

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also,

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

And find same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public

highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved for the adoption of the report, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

Also,

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for

the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Also,

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Also

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Also,

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Also,

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and as provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Also,

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the

power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Also,

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Also,

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Also,

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Also,

Senate Bill No. 321. A Bill for an Act to amend and reenact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Also,

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the pur-

pose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Also,

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that Senate Bill No. 50 was erroneously messaged to the Senate as having passed unchanged, whereas the same was amended by the House and such amendments are transmitted herewith.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The President announced that the Senate was on the Sixth Order of Business.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee on Senate Bill No. 50 made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate:

S. S. McDONALD,
C. A. MILLER,
W. D. LYNCH.

For the House:

WM. B. FALCONER,
C. H. OPDAHL,
S. A. ESPELAND.

Senator McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Senator McDonald moved that the rules be suspended and Senate Bill No. 50, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Greene	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Jones	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog

Absent and not voting:

Messrs.	Messrs.
Gronvold	Martin
Indergaard	Watt

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session

Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Have had the same under consideration and the Committee is unable to come to an agreement and ask to be discharged.

For the House:

IGNATZ STICKA,
J. A. PATTERSON,
R. R. WRIGHT.

For the Senate:

NELS MAGNUSON,
FRANK REGETH, JR.,
C. J. OLSON.

Senator Magnuson moved that the report be adopted and a new Conference Committee appointed, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Magnuson, Lind and Trovatten as a Conference Committee on Senate Bill No. 143.

Mr. President: Your Conference Committee appointed to consider

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Beg leave to recommend that the engrossed bill be further amended as follows:

ALL AMENDMENTS TO ENGROSSED BILL

In line 3, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$25,162.00."

In line 7, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

Between the lines 8 and 9 insert the following line: "8½. Director of preventable disease\$2,000.00."

In line 11. strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00."

In line 12, strike out the word "Four" and insert in lieu thereof the word "Three" and in the same line strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$4,158.00."

In line 14, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 15, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00."

In line 16, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In line 18, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 19, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 22, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$25,162.00."

For the Senate:

O. E. ERICKSON,
G. F. DREW,
R. W. PATTEN.

For the House:

C. L. BROCHAT,
F. PAUL SMITH,
O. B. LARSON.

Senator Stucke moved that the Senate do not concur in the House amendment to Senate Bill No. 22 and a new Conference Committee be appointed.

Which motion prevailed.

The Conference Committee on House Bill No. 216 made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Have had the same under consideration and recommend that the House do concur in the Senate amendment.

For the Senate:

W. H. PORTER,
G. F. DREW,
S. S. McDONALD.

For the House:

GEO. ALJETS,
H. G. KAPFER,
P. J. FLATEN.

S. S. McDONALD,
Chairman.

Senator Miklethun moved that the report be adopted, which motion prevailed and the report was adopted.

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Recommend that the Senate concur with the House amendments as follows:

The Senate concurs in the house amendments in lines: 9, 10, 11, 15, 17, 18, 19, 21, 25 of the engrossed bill.

The House will recede from its amendments in line 13, on page 1 of the engrossed bill; also line 16; also line 27; also line 38 of the engrossed bill.

In line 22, of the engrossed bill, change the figures "\$3,500.00" to "\$3,000.00."

In line 26, of the engrossed bill, strike out the figures "\$12,500.00" and insert in lieu thereof the figures "\$16,000.00."

In line 29, of the engrossed bill, change the figures "\$5,000.00" to "\$8,000.00."

In line 32, of the engrossed bill, strike out the figures "\$4,000.00" and insert in lieu thereof the following: "\$5,000.00."

Under the item "Improvements and Repairs" insert the item (No. 3) "Boiler repairs".

Renumber the sections of the engrossed bill as indicated.

Change the figures in line 33 to read as follows: "\$206,969.99."

Change the figures in line 35 of the engrossed bill to read "\$187,969.00."

In line 51, change the total to "\$200,319.00."

And when so amended recommend the same do pass.

For the Senate:

C. N. BRUNSDALE,
H. A. FIELD,
E. C. STUCKE.

For the House:

O. C. NELSON,
D. L. PETERS,
EDW. SAVRE.

Senator Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brunsdale moved that the rules be suspended and Senate Bill No. 66, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Divide	McDonald	Thorson
Erickson, Kidder	Magnuson	Trovatten
Eastgate	Marshall	Whelan
Field	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	
Greene	Murphy	

Absent and not voting:

Messrs.	Messrs.
Fine	Watt
Martin	

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Stucke, Erickson of Kidder and Eastgate as a Conference Committee on Senate Bill No. 22.

Senator Fine moved that the Senate do not concur in the House amendment to Senate Bill No. 217, and that a new Conference Committee be appointed.

Which motion prevailed.

Senator Brostuen moved that the Senate do concur in the House amendment to House Bill No. 3.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for which such Appropriations shall be Available, and Repealing all Acts, or Parts of Acts, insofar as the Same shall Relate to Appropriations Conflicting herewith or to Appropriations for the Same Matters or Purposes Provided for herein.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Magnuson	Trovatten
Field	Marshall	Whelan
Fine	Matthaei	Whitman
Fowler	Miklethun	Wog
Fredrickson	Miller	

Absent and not voting:

Messrs.
Martin
Watt

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 4, line 3, substitute the word "may" for "shall."

In line 9, substitute the word "may" for "shall" also in Section 4.

And recommend that the report of the Committee be adopted and the Committee be discharged.

House:

H. T. PETERSON,
E. SYMINGTON,
ANDREW JOHNSTON.

Senate:

C. W. FINE,
JOHN L. MIKLETHUN,
A. A. TROVATTEN.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted and the Conference Committee be discharged, which motion prevailed and the report was adopted.

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 28; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Indergaard	Patten
Brostuen	Jones	Plath
Dubay	Kamrath	Regeth
Erickson, Divide	Larson	Simonson
Fine	Lind	Stucke
Fredrickson	Magnuson	Trout
Greene	Marshall	Thorson
Gronvold	Miklethun	Wog
Hamilton	Miller	
Handley	Olson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Tinnes
Brunsdale	Lynch	Trovatten

Messrs.	Messrs.	Messrs.
Cain	McDonald	Whelan
Drew	Matthaei	Whitman
Erickson, Kidder	Murphy	
Eastgate	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Field	Watt
Burkhart	Martin	

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Fine, Bangert and Drew as a Conference Committee on Senate Bill No. 217.

Senator Erickson of Kidder asked unanimous consent to return to the Seventh Order of Business.

Which request was granted.

MOTIONS AND RESOLUTIONS

Senator Erickson introduced:

Senate Concurrent Resolution No. EE:

BE IT RESOLVED That the Members of the Legislative Assembly of the State of North Dakota do accept in lieu of money for their services as members of this Legislative Assembly, such certificates to the amount of 15 per cent of their last warrant and that same be accepted at par and that each Member be required to remit to the State Treasurer the sum of \$15.00 upon being advised that said Scrip has been issued.

Senator Fine moved for the adoption of Senate Concurrent Resolution No. EE.

Senator Erickson of Kidder demanded a roll call on the adoption of Senate Concurrent Resolution No. EE.

Senate Concurrent Resolution No. EE.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Hamilton	Patten
Bonzer	Handley	Regeth
Burkhart	Indergaard	Simonson
Cain	Jones	Stucke
Dubay	Kamrath	Trout

Messrs.	Messrs.	Messrs.
Erickson, Kidder	Larson	Thorson
Fine	Lind	Whelan
Fredrickson	Magnuson	Wog
Greene	Marshall	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Brostuen	Lynch	Plath
Brunsdale	McDonald	Porter
Drew	Matthaei	Tinnes
Erickson, Divide	Miklethun	Trovatten
Eastgate	Miller	Whitman
Field	Murphy	

Absent and not voting:

Messrs.	Messrs.
Fowler	Watt
Martin	

So the resolution was declared adopted.

EXPLANATION OF VOTES

Senator Olson: "I shall vote "nay" just for the reason that the Senator from Kidder or even the State has not the right to make us exchange the money we have already received. I don't believe it is the intention of the Legislature that it should apply on the salary of this session. I vote nay."

Senator Cain: "I am going to vote 'aye' on this resolution because I want to give the members of the Senate who voted for Senate Bill No. 265 an opportunity to learn first-handed just how that Bill will work.

The second reason for voting 'aye' is that I desire to be in condition two years from now, if I should get back here, to move to reconsider the vote by which this bill passed and find out what a failure that bill has proven itself to be."

Senator Erickson of Divide: "Many of the members have already received their money and they are voting 'aye.' I vote nay."

Senator Brostuen: "This bill will not go into effect before July 1st and I fear I will not have the \$15.00 at that time to put back into the treasury so I vote nay."

Senator Miklethun: "Realizing that the Senator from Kidder introduced this Resolution as a joke, knowing as he does that most of the members have already been paid, I vote nay."

Senator Indergaard: "I vote aye. I will not step back and as my evidence I herewith send my \$15.00 to the desk."

Senator Bangert moved that the Senate do now recess, subject to the Call of the Chair.

Which motion prevailed.

The Senate reconvened, pursuant to recess taken.

REPORT OF COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also.

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moves for the adoption of the report, which motion prevailed and the report was adopted.

CONFERENCE COMMITTEE REPORT

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Beg leave to make the following report and recommendation, the amendments suggested being made with reference to the engrossed bill as it came from the House:

In line 9 of the engrossed bill change the figures \$9,520.00 to \$10,520.00.

In lines 10 and 11, adopt the Senate's amendments.

In line 12 strike out \$5,000.00 and insert in lieu thereof \$7,500.00.

In line 14 strike out \$500.00 and insert in lieu thereof \$750.00.

In line 16 accept the Senate amendment.

In line 17 strike out the figures \$66,645.00 and insert in lieu thereof \$74,560.00.

In line 18 accept the Senate amendment.

All of the above amendments are on page 1 of the bill.

In line 1, page 2, of the engrossed bill as it came from the House, also in line 2, line 4, and line 5, accept the Senate amendments.

In line 6, page 2, that the Senate shall recede from its amendment.

That the Senate shall also recede from its amendment to line 7.

On page 2, line 8, item 11, strike out "Physical Education for women, \$2,000.00 and in lieu thereof insert the following: "Military Science and Tactics, and Physical Education for men and women, \$9,000.00."

Strike out all of line 9 and all of line 10 and renumber the Sections in lines 11 and 12 accordingly.

In line 18, page 2, of the engrossed bill as it came from the House, accept the Senate amendment and strike out \$30,000.00 and insert in lieu thereof \$36,000.00.

In line 19, page 2, under the item TOTAL MAINTENANCE, strike out the figures "\$637,415.00" and insert in lieu thereof the figures "\$663,632.00."

We recommend that the Senate recede from its amendment in line 20 of page 2 and that the item LESS ESTIMATED INCOME be re-instated at "\$341,000.00."

In line 21 of the same page, strike out the figures "\$296,415.00" and insert in lieu thereof the figures "\$322,632.00."

We further recommend that the Senate recede from its amendment on page 2 under the heading IMPROVEMENTS AND REPAIRS, which amendment was as follows:

"3. Installing electric light plants, \$38,000.00." Provided, however, that the board of administration shall not install said plant if electricity can be secured from other sources for 2c or less per kilowatt hour, flat rate."

In line 7, page 3, of the engrossed bill, strike out the figures "\$352,265.67" and insert in lieu thereof the figures "\$378,482.67."

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. INDERGAARD.

For the House:

R. S. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Senator Watt moved that the report be adopted, which motion prevailed.

CONFERENCE COMMITTEE REPORT

Mr. President: Your Committee on Conference appointed to consider:

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Beg leave to make the following report:

We recommend that the House accept the Senate amendments.

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. INDERGAARD.

For the House:

R. E. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Senator Watt moved that the report be adopted, which motion prevailed.

CONFERENCE COMMITTEE REPORT

Mr. President: Your Committee on Conference appointed to consider:

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Beg leave to make the following report:

We recommend that the Senate recede from its amendments.

For the Senate:

Wm. WATT,
W. E. MATTHAEI,
E. M. INDERGAARD.

For the House:

R. E. STRUTZ,
EDWIN TRAYNOR,
B. W. LEMKE.

Senator Watt moved that the report be adopted, which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Bonzer	Handley	Plath
Brostuen	Indergaard	Porter
Burkhart	Jones	Regeth
Cain	Kamrath	Simonson
Dubay	Larson	Stucke
Erickson, Kidder	Lind	Tinnes
Eastgate	Lynch	Trout
Field	McDonald	Thorson
Fine	Marshall	Watt
Fowler	Matthaei	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog

Those voting in the negative were:

Messrs.

Miklethun

Absent and not voting:

Messrs.

Brunsdale

Drew

Messrs.

Erickson, Divide

Martin

Messrs.

Magnuson

Trovatten

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Which House has passed with the attached amendment.

Also, has adopted the report of the Conference Committee on Senate Bill No. 66.

Also, Senate Bill No. 22.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Hamilton moved that the Senate do concur in the House amendments to House Bill No. 7.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Kidder	Lynch	Thorson
Eastgate	McDonald	Watt
Field	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Regeth

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Magnuson	Trovatten
Martin		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 68. 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.

Have had the same under consideration and recommend that the House recede from its amendment in line 12 of the printed bill; and that the Senate accept the House amendment to the balance of the bill.

Also change the figures "\$125,000.00" in line 3 of the printed bill to read "\$123,050.00."

Also change the total on page 2 of the printed bill to read "\$123,050.00."

For the Senate:

R. W. PATTEN,
C. A. MILLER,
F. T. GRONVOLD.

For the House:

EINAR TWETE,
ED. A. HILL,
DAVID STEEDSMAN.

And when so amended recommend the same do pass.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Patten moved that the rules be suspended and Senate Bill No. 68, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 68. 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 third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Olson
Bangert	Gronvold	Patten
Bonzer	Hamilton	Plath
Brostuen	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Jones	Simonson
Cain	Larson	Stucke
Drew	Lind	Tinnes
Dubay	Lynch	Trout
Erickson, Kidder	McDonald	Thorson
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Whitman
Fowler	Miller	Wog
Fredrickson	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, Divide	Martin	Trovatten
Kamrath	Magnuson	

So the bill passed and the title was agreed to.

JOINT RESOLUTION NO. 3

Introduced by Senators Stucke, Fine and Greene.

A JOINT RESOLUTION of the Senate and the House of Representatives of the State of North Dakota:

WHEREAS, the people of the United States are facing a great economic crisis, and

WHEREAS, this crisis has been brought about largely through the failure of the privately owned and competititatively operated economic and financial systems, and

WHEREAS, it becomes increasingly evident that this economic and financial system has not the power within itself to care for the needs of the people of our country, and

WHEREAS, it is essential that the transportation systems, including the railroads and factories, necessary for the production of essential industries, be maintained in operation at all costs,

NOW THEREFROE, BE IT RESOLVED, that in this most deplorable emergency in the affairs of government thus occasioned, we, the Senate and the House of Representatives of the State of North Dakota

Do petition and memorialize the Congress of the United States that it, by constitutional action, as warranted by the present emergency, take over and exercise the functions of these industries, and immediately, by proper legislation, provide for and exercise these functions in such manner as to protect the rights and serve the interests of the people of the United States, and

BE IT FURTHER RESOLVED, that a copy of this Resolution be wired to the President of the United States, the Vice President of the United States, and the Speaker of the House of Representatives.

Senator Stucke moved that Joint Resolution No. 3 be adopted.

Which motion prevailed and the Resolution was adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 22 was rejected and a new Conference Committee was appointed as follows: Nelson of Ward, Flaten and Hanson of Barnes.

Also,

The Speaker has appointed a new Conference Committee on Senate Bill No. 143: Owings, Wright and Wolf.

Also,

The Speaker has appointed a Conference Committee on Senate Bill No. 217: Solberg, Place and Twichell.

Also transmit:

Joint Resolution No. 7.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Simonson moved that the Senate do concur in the House amendment to Senate Bill No. 307.

Which motion prevailed.

Senator Simonson moved that the rules be suspended and Senate Bill No. 307, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miklethun
Bangert	Hamilton	Miller
Brostuen	Jones	Olson
Burkhart	Kamrath	Plath
Brunsdale	Larson	Simonson
Erickson, Divide	Lind	Stucke
Eastgate	McDonald	Tinnes
Field	Magnuson	Trovatten
Fredrickson	Marshall	Whelan
Greene	Matthaei	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Regeth
Cain	Indergaard	Trout
Dubay	Lynch	Thorson

Messrs. Erickson, Kidder Fowler	Messrs. Murphy Porter	Messrs. Wog
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Absent and not voting:

Messrs. Drew Fine	Messrs. Martin Patten	Messrs. Watt
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So the bill passed and the title was agreed to.

Joint Resolution No. 7 was read.

Senator McDonald moved for the adoption of the Resolution.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Have had the same under consideration and recommend that the Senate recede from its amendments.

For the Senate:

S. S. McDONALD,
JOHN L. MIKLETHUN,
J. E. EASTGATE.

For the House:

EINAR TWETE,
L. E. CORRELL,
H. F. NIEWOEHNER.

S. S. McDONALD,
Chairman.

Senator McDonald moved that the report be adopted.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzor	Handley	Patten
Brostuen	Indergaard	Plath
Burkhart	Kamrath	Porter
Brunsdale	Larson	Regeth
Cain	Lind	Simonson
Dubay	Lynch	Stucke
Erickson, Divide	McDonald	Tinnes
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Whelan
Fowler	Miklethun	Whitman
Fredrickson	Miller	Wog

Those voting in the negative were:

Messrs.
Trout

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drew	Hamilton	Martin
Fine	Jones	Watt

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing

for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Have had the same under consideration and your Committee is unable to agree and ask to be discharged.

For the Senate:

NELS MAGNUSON,
A. A. TROVATTEN,
ALEX LIND.

For the House:

R. A. OWINGS,
R. R. WRIGHT,
V. P. WOLF.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted and that a new Conference Committee be appointed, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Matthaei, Fredrickson, and Erickson of Divide as a Conference Committee on Senate Bill No. 143.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Also,

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Also,

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Also,

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

And the President signed the same in the presence of the Senate.

Senator Fine moved that the Senate recess subject to the call of the Chair.

Which motion prevailed.

The Senate reconvened pursuant to recess.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 52 was adopted.

Also, inform you that the report of the Conference Committee on House Bill No. 25 was adopted.

Also, inform you that the House has rejected the Conference Committee report on House Bill No. 23, and a new Committee was appointed. Hagen, Swett and Correll.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition,

and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Have had the same under consideration and your committee fails to agree and we recommend that a new committee be appointed.

For the House:

H. R. SOLBERG,
W. S. PLACE,
L. L. TWICHELL.

For the Senate:

C. W. FINE,
G. F. DREW,
CHARLES BANGERT.

Senator Fine moved that the report be adopted and a new Conference Committee appointed, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Burkhart, Greene and Field as a Conference Committee on Senate Bill No. 217.

Mr. President: Your Conference Committee appointed to consider

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Beg leave to recommend that the engrossed bill be further amended as follows:

ALL AMENDMENTS TO ENGROSSED BILL

In line 3, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$25,962.00."

In line 7, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,800.00."

Between lines 8 and 9 insert the following line: "8½. Director of preventable disease\$2,000.00."

In line 11, strike out the figures "\$4,480.00" and insert in lieu thereof the figures "\$3,584.00."

In line 12, strike out the word "Four" and insert in lieu thereof the word "Three" and in the same line strike out the figures "\$7,000.00" and insert in lieu thereof the figures "\$4,158.00."

In line 14, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 15, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$600.00."

In line 16, strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In line 18, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 19, strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 22, strike out the figures "\$32,000.00" and insert in lieu thereof the figures "\$25,962.00."

For the Senate:

E. C. STUCKE,
O. E. ERICKSON,
J. E. EASTGATE.

For the House:

H. L. NELSON,
P. J. FLATEN,
C. J. HANSON.

Senator Erickson of Kidder moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Erickson of Kidder moved that the rules be suspended and Senate Bill No. 22, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Handley	Patten
Bangert	Indergaard	Plath
Brostuen	Jones	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	McDonald	Tinnes
Dubay	Magnuson	Trout
Erickson, Kidder	Marshall	Thorson
Eastgate	Matthaei	Trovatten

Messrs.	Messrs.	Messrs.
Field	Miklethun	Whelan
Fowler	Miller	Whitman
Greene	Murphy	Wog
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Martin
Erickson, Divide	Hamilton	Watt
Fine	Lynch	

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Brunsdale, Indergaard and Watt as a Conference Committee on House Bill No. 23.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the House has appointed a new Conference Committee on Senate Bill No. 217. Twichell, Sundby of McLean and Aljets.

Also, inform you that the House has appointed a new Conference Committee on House Bill No. 21. Shurr, Rindy and Muus.

Also, inform you that the House has appointed a new Conference Committee on Senate Bill No. 143. Hill, Ettestad and Falconer.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The President announced the appointment of Senators Eastgate, Bangert and Handley as a Conference Committee on House Bill No. 21.

SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced the President was about to sign:

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the report of the Conference Committee on Senate Bill No. 68 was adopted.

Also, inform you that the Speaker has appointed as a Conference Committee on Senate Concurrent Resolution No. BB. Rue, Gessner and Espeland.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Bangert moved that the Senate do now recess, subject to the Call of the Chair.

Which motion prevailed.

The Senate re-convened, pursuant to recess taken, the President, O. H. Olson, presiding.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 142, Patterson, Wright and Sticka.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 66, Olson of Adams, Peters and Savre.

Also, the Speaker has appointed as a Conference Committee on Senate Bill No. 22, Broschat, Larson of Nelson and Smith.

Also return:

Senate Concurrent Resolution No. BB.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Also,

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Also,

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Also,

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Also,

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Also,

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Also,

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Also,

House Concurrent Resolution No. 19.

Also,

House Concurrent Resolution No. 14.

Also,

House Concurrent Resolution No. 6.

Also,

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

And the President signed the same in the presence of the Senate.

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference made the following report:

Mr. President: Your Committee on Conference to whom was referred:

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements

and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the Senate do recede from all of its proposed amendments.

On page 2 strike out the words "Extension Division" and insert in lieu thereof "Correspondence Courses and Emergency Fund."

On page 2, following the words "Less estimated income" strike out the figures "\$215,200.00" and insert in lieu thereof the figures "\$197,200.00."

Following the words "Net Maintenance" strike out the figures "\$458,789.00" and insert in lieu thereof the figures "\$476,789.00."

On page 3, following the words "Total for all purposes" strike out the figures "\$505,823.00" and insert in lieu thereof the figures "\$523,823.00."

For the House:

EINAR MUUS.
FRED SHURR.

For the Senate:

CHARLES S. BANGERT,
W. S. HANDLEY.

And when so amended recommend the same do pass.

Senator Bangert moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bangert moved that further action on House Bill No. 21 be deferred temporarily.

Which motion prevailed.

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 143 beg to report as follows:

That the Senate accept the House amendments to Senate Bill No. 143.

For the Senate:

W. E. MATTHAEI,
L. O. FREDRICKSON,
O. E. ERICKSON.

For the House:

ED. A. HILL,
OLE ETTESTAD,
WM. B. FALCONER.

Senator Matthaei moved that the Conference Committee report be adopted.

Which motion was seconded.

Senator Regeth moved, as a substitute motion, that the report of the Conference Committee on House Bill No. 143 be not adopted and a new Conference Committee appointed.

Which motion was seconded.

Senator Regeth demanded a roll call.

ROLL CALL

The question being on the adoption of the substitute motion, the roll was called and there were ayes, 11; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Olson
Burkhart	Larson	Regeth
Fine	Lind	Stucke
Indergaard	Miklethun	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bangert	Fredrickson	Patten
Bonzer	Gronvold	Plath
Brunsdale	Hamilton	Porter
Cain	Handley	Simonson
Drew	Jones	Tinnes
Dubay	McDonald	Trovatten
Erickson, Divide	Magnuson	Watt
Erickson, Kidder	Marshall	Whelan
Eastgate	Matthaei	Wog
Field	Miller	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Greene	Martin	Thorson
Lynch	Trout	Whitman

So the motion was declared lost.

The question was upon the adoption of the Conference Committee report on Senate Bill No. 143.

Which motion prevailed, and the report was adopted.

Senator Fine moved that the rules be suspended and Senate Bill No. 143, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Plath
Burkhart	Handley	Porter
Brunsdale	Indergaard	Regeth
Cain	Jones	Simonson
Drew	Larson	Stucke
Dubay	McDonald	Tinnes
Erickson, Divide	Magnuson	Trovatten
Eastgate	Marshall	Watt
Field	Matthaei	Whelan
Fine	Miklethun	Wog
Fowler	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Greene	Lind
Erickson, Kidder	Kamrath	Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Trout	Whitman
Martin	Thorson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

EXPLANATION OF VOTES

Senator Brostuen: "I think that I can go home and feel at peace about anything I have done here, but I could not go home and face my people with a Hail Insurance Tax like we are about to pass now. There is not a farmer in my county who will be able to avail himself of hail insurance this year if this goes through. An improvement in this law was one thing promised in this last campaign but this bill does not carry out the promise, therefore I vote nay."

Senator Cain: "The Hail Insurance Department has requested this law and it is necessary that it be passed in its present form to protect the department. Because of that recommendation I vote aye."

Senator Erickson of Kidder: "I am voting 'nay' on this bill because it is not a bill for the farmer."

Senator Fine: "While this law does not give all the privileges that we anticipated and hoped for, yet, it is an improvement over the old law and therefore I vote aye."

Senator Miklethun: "This is not the kind of a law that I would like to see enacted but it is an improvement over the old law, therefore I vote aye."

Senator Regeth explained his vote as follows: "This legislature has failed miserably in the enactment of hail insurance legislation. The farmer's side of the picture was not taken into consideration at all. However, as it is a slight improvement over the 1931 law and that in order that its benefits may be had in 1933, I vote 'aye'."

Senator Stucke: "While this Bill does not meet with my entire approval, yet, because it is some slight improvement over the law enacted during the last session, I vote 'aye'."

Senator Wog: "This hail insurance law is not what the farmers expected to get, but because it is an improvement over the law passed two years ago, I vote 'aye'."

Senator Hamilton: "This bill is not what the farmers of McHenry county expected. It is not what we told them we would try out, but at this late hour it is the best we can do and is a slight improvement, so I vote 'aye'."

REPORT OF CONFERENCE COMMITTEES

The Committee on Conference on Senate Bill No. 217 made the following report:

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among

the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Have had the same under consideration and recommend that the Senate adopt and concur in the House amendments, except that wherever, in the House Amendments, the word "public" was inserted in the Senate engrossed Bill, the word "public" be stricken out from such House amendments, and the word "elementary" inserted in place thereof.

And when so amended recommend that the same do pass.

For the Senate:

J. H. BURKHART,
H. A. FIELD,
E. E. GREENE.

For the House:

L. L. TWICHELL,
GEO. ALJETS,
OLE O. SUNDBY.

And when so amended recommend the same do pass.

J. H. BURKHART,
Chairman.

Senator Burkhart moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Burkhart moved that the rules be suspended on Senate Bill No. 217, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Greene	Miller
Bonzer	Gronvold	Murphy
Brostuen	Hamilton	Olson
Burkhart	Handley	Patten
Brunsdale	Indergaard	Plath
Cain	Jones	Porter
Drew	Kamrath	Regeth
Dubay	Larson	Simonson
Erickson, Divide	Lind	Stucke
Erickson, Kidder	McDonald	Tinnes
Eastgate	Magnuson	Trout
Field	Marshall	Watt
Fine	Matthaei	Whelan
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.
Atkins

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fowler	Martin	Trovatten
Lynch	Thorson	Whitman

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith:

Senate Concurrent Resolution No. S.

Which the House has amended.

Also, inform you that:

Senate Joint Resolution No. 3.

Also, Senate Concurrent Resolution No. EE.

Were laid on the table.

Also, inform you that the report of the Conference Committee on Senate Bill No. 217 was adopted.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

Senator Hamilton moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution No. BB.

And a Conference Committee be appointed.

Which motion prevailed.

The President announced the appointment of Senators Marshall, Matthaei and Atkins as a Conference Committee on Senate Concurrent Resolution No. BB.

CONFERENCE COMMITTEE REPORT

Mr. President: The Conference Committee appointed to consider Concurrent Resolution No. BB beg leave to report as follows:

The Senate accepts the House amendment to the Senate Resolution in line 4 after the word "House," where was inserted the following language: "and Howard Thomas, first assistant chief clerk"; and in line 17 after the word "House" the House amendment as follows: "and Howard Thomas, first assistant chief clerk."

Your Conference Committee further amends the Resolution in lines 15 and 16 by striking the words "Three Hundred Twenty Dollars (\$320.00)" and inserting in lieu thereof "Four Hundred Dollars (\$400.00)."

For the House:

**FRANK GESSNER,
MILTON RUE,
S. A. ESPELAND.**

For the Senate:

**W. E. MATTHAEI,
A. S. MARSHALL,
S. J. ATKINS.**

Senator Matthaei moved that the report be adopted.

Which motion prevailed.

Senate Concurrent Resolution No. BB.

Was read the third time.

ROLL CALL

The question being on the adoption 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:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Miller
Bangert	Greene	Murphy
Bonzer	Gronvold	Olson
Brostuen	Hamilton	Patten
Burkhart	Handley	Plath
Brunsdale	Indergaard	Porter
Cain	Jones	Simonson
Drew	Kamrath	Stucke
Dubay	Larson	Tinnes
Erickson, Divide	Lind	Trout
Erickson, Kidder	McDonald	Watt

Messrs.	Messrs.	Messrs.
Eastgate	Magnuson	Whelan
Field	Marshall	Wog
Fine	Matthaei	
Fowler	Miklethun	

Those voting in the negative were:

Messrs.
Regeth

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Thorson	Whitman
Martin	Trovatten	

So the Resolution was declared adopted.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. S.

Which motion prevailed.

Senator Fowler moved that the rules be suspended on Senate Concurrent Resolution No. S, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Concurrent Resolution No. S.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Murphy
Bangert	Gronvold	Olson
Bonzer	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Jones	Regeth
Cain	Kamrath	Simonson
Drew	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fine	Matthaei	Wog
Fowler	Miklethun	
Fredrickson	Miller	

Absent and not voting:

Messrs.	Messrs.
Martin	Whitman
Thorson	

So the Resolution was declared adopted.

The President requested Senator Hamilton, President Pro Tem, to take the Chair.

THIRD READING OF HOUSE BILLS

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Miller
Bangert	Hamilton	Murphy
Bonzer	Handley	Olson
Brostuen	Indergaard	Patten
Burkhart	Jones	Plath
Brunsdale	Kamrath	Porter
Drew	Larson	Simonson
Dubay	Lind	Stucke
Erickson, Divide	Lynch	Trout
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	

Those voting in the negative were:

Messrs.
Regeth
Tinnes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Greene	Thorson
Fine	Martin	Wog

So the bill passed and the title was agreed to.

Senator Watt moved that the report of the Conference Committee on House Bill No. 23 be adopted.

Which motion prevailed.

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Greene	Miller
Bangert	Gronvold	Murphy
Bonzer	Hamilton	Olson
Brostuen	Handley	Math
Burkhart	Indergaard	Porter
Brunsdale	Jones	Simonson
Cain	Kamrath	Stucke
Drew	Larson	Tinnes
Dubay	Lind	Trout
Erickson, Divide	Lynch	Thorson
Erickson, Kidder	McDonald	Trovatten
Eastgate	Magnuson	Watt
Field	Marshall	Whelan
Fowler	Matthaei	Whitman
Fredrickson	Miklethun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Patten	Wog
Martin	Regeth	

So the bill passed and the title was agreed to.

Senator Greene requested that the records show that the honorary member of the body, "Felix von Luckner, der seetenl dog," raised his voice in commendation of the remarks by Senator Brostuen on House Bill No. 23.

Senator Fine moved that the majority report of the Capitol Building Investigating Committee be adopted.

Which motion was seconded.

Senator Whelan moved, as a substitute motion, that the report of the chairman be substituted for that of the majority of the Capitol Building Investigating Committee.

Which motion was seconded.

Senator Watt demanded a roll call.

Senator Miklethun moved for a call of the Senate.

The roll was called and all Senators were present except Senators Regeth, Thorson, Fowler and Martin.

Senator Fine moved that Senator Fowler be excused on account of the illness of his father.

Which motion prevailed.

Senator Patten moved that Senator Martin be excused.

Which motion prevailed.

The Sergeant at Arms was instructed to bring Senators Regeth and Thorson to the Senate Chamber.

The President, O. H. Olson, returned to the chair.

Senator Cain moved that the call of the Senate be dispensed with.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the reports of the Conference Committee on Senate Bill No. 217, also Senate Bill No 50, were adopted.

Also return:

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. U.

Which the House has passed unchanged.

Also return:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 50, Falconer, Opdahl and Espeland.

Also, the House has concurred in the Senate amendments to Senate Bill No. 74.

Also return:

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Which the House has amended.

Also return:

Senate Concurrent Resolution No. CC.

Which the House has amended.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

The question was on the adoption of the substitute motion now before the Senate.

Senator Hamilton moved the previous question.

Which motion prevailed.

ROLL CALL

The question being on the adoption of the substitute motion, the roll was called and there were ayes, 18; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Brunsdale	Gronvold	Simonson
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Eastgate	Murphy	Whelan
Field	Plath	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Wog
Greene	Miklethun	
Hamilton	Miller	

Absent and not voting:

Messrs.	Messrs.
Fowler	Martin
Jones	

So the motion was declared lost.

The President announced that the question was upon the adoption of the majority report.

Senator Burkhart demanded a roll call.

ROLL CALL

The question being on the adoption of the majority report of the Capitol Building Investigating Committee, the roll was called and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bangert	Handley	Olson
Bonzer	Indergaard	Patten
Brostuen	Kamrath	Regeth
Burkhart	Larson	Stucke
Dubay	Lind	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Fine	Marshall	Wog
Greene	Miklethun	
Hamilton	Miller	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Brunsdale	Gronvold	Simonson
Cain	Lynch	Trovatten
Drew	Matthaei	Watt
Eastgate	Murphy	Whelan
Field	Plath	Whitman

Absent and not voting:

Messrs.	Messrs.
Fowler	Martin
Jones	

So the report was declared adopted.

Senator Hamilton moved that the Senate do concur in the House amendment to Senate Bill No. 258.

Which motion prevailed.

Senator Hamilton moved that the rules be suspended, Senate Bill No. 258, as amended, be considered properly re-regressed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath
Bonzer	Handley	Porter
Burkhart	Indergaard	Regeth
Brunsdale	Kamrath	Simonson
Cain	Larson	Stucke
Drew	Lynch	Tinnes
Dubay	McDonald	Trout
Erickson, Divide	Magnuson	Thorson
Erickson, Kidder	Marshall	Trovatten
Eastgate	Matthaei	Watt
Field	Miklethun	Whelan
Fine	Miller	Whitman
Fredrickson	Murphy	Wog
Greene	Olson	

Those voting in the negative were:

Messrs.
Brostuen
Lind

Absent and not voting:

Messrs.	Messrs.
Fowler	Martin
Jones	

So the bill passed and the title was agreed to.

SENATE RESOLUTION No. A-14

Introduced by Committee on Employment

WHEREAS, there has been an unprecedented amount of work during the last ten days of the legislative session for the various legislative attaches, and particularly for the engrossing and enrolling clerks, the first and second assistants to the secretary, the committee clerks, and the stenographers, and

WHEREAS, most of these attaches above enumerated were not placed on the payroll until several days after the commencement of the session,

THEREFORE, BE IT RESOLVED that the pages and messengers, Minard Jacobson, Roswel Kamrath, Merle Langeberg, G. Sundfor; the engrossing and enrolling clerk, Vernon Tinnes, and the assistant engrossing and enrolling clerk, Mildred Patten; the first assistant secretary, Jos Kinzer, and the second assistant secretary, Eldon Lum; the assistant sergeant-at-arms, John Redmon; the postmaster, P. A. Peterson; the Senate Chamber custodian, Ed Martell; the assistant Senate Chamber custodian, Ole Vedo; committee clerks, A. C. Slade, R. E. Anderson, M. W. Wixer, Dan Slick; the bill clerk, Otto Hove; the doorkeeper, K. C. Kopsang; gallery doorkeeper, C. A. Ward; the proofreader, H. R. Long, and assistant proofreader, Thomas Kjelland; the Governor's messenger, Geo. D. Laird; the telephone messenger, H. H. McCumber; the janitor, Peter Helland; the cloak room attendant, Jerry O'Leary; and stenographers, Helene Krueger, Marie Pierce, Olivia Moen and Rose Zlevor, shall be allowed pay as of the first day of the session so as to have pay for sixty full days of service; and that Fannie Larson, clerk, and Mabel Lindgren, committee clerk, be allowed pay for three days' additional time.

Senator Bangert moved that Senate Resolution No. A-14 be adopted.

Which motion prevailed.

ROLL CALL

The question being on the adoption of Senate Resolution No. A-14, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Patten
Bangert	Hamilton	Plath

Messrs.	Messrs.	Messrs.
Bonzer	Handley	Porter
Brostuen	Indergaard	Regeth
Burkhart	Kamrath	Simonson
Brunsdale	Larson	Stucke
Cain	Lind	Tinnes
Drew	Lynch	Trout
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Watt
Eastgate	Matthaei	Whelan
Field	Miklethun	Whitman
Fine	Miller	Wog
Fredrickson	Murphy	
Greene	Olson	

Absent and not voting:

Messrs.	Messrs.
Fowler	Martin
Jones	

So the Resolution was declared adopted.

Senator Bangert moved that the Senate do concur in the House amendment to Senate Resolution No. CC.

Which motion prevailed.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution No. CC, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Gronvold	Olson
Bangert	Hamilton	Patten
Brostuen	Handley	Plath
Burkhart	Indergaard	Porter
Brunsdale	Kamrath	Regeth
Cain	Larson	Simonson
Drew	Lind	Stucke
Dubay	Lynch	Tinnes
Erickson, Divide	McDonald	Trout
Erickson, Kidder	Magnuson	Thorson
Eastgate	Marshall	Trovatten
Field	Matthaei	Watt
Fine	Miklethun	Whelan
Fredrickson	Miller	Whitman
Greene	Murphy	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Jones
Fowler	Martin

So the Resolution was declared adopted.

Senator Marshall moved that the chairman of the employment committee be empowered to check over House Concurrent Resolution No. 22.

Which motion prevailed.

Senator Matthaai moved to reconsider the vote by which Senate Concurrent Resolution No. A-14 was adopted.

Which motion prevailed.

Senator Matthaai moved to adopt House Concurrent Resolution No. 22.

Which motion prevailed.

Senator Matthaai moved that further consideration of Senate Resolution No. A-14 be indefinitely postponed.

Which motion prevailed.

House Concurrent Resolution No. 22.

Was read the third time.

ROLL CALL

The question being on the adoption of the Resolution, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bangert	Handley	Plath
Bonzer	Indergaard	Porter
Burkhart	Kamrath	Regeth
Brunsdale	Larson	Simonson
Cain	Lind	Stucke
Drew	Lynch	Tinnes
Dubay	McDonald	Thorson
Erickson, Divide	Magnuson	Trovatten
Erickson, Kidder	Marshall	Watt
Eastgate	Matthaai	Whelan
Field	Miklethun	Whitman
Fredrickson	Miller	Wog
Greene	Murphy	
Gronvold	Olson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Fowler	Martin
Fine	Jones	Trout

So the Resolution was declared adopted.

Senator Matthaai moved that further action on House Concurrent Resolution No. 18 be indefinitely postponed.

Which motion prevailed.

Senator Lynch moved that a committee of three be appointed by the President to draft suitable resolutions on the untimely death of one of the nation's great citizens, the late Thomas Walsh of Montana; that a copy of the resolution be mailed to the family of the deceased statesman, the clerk of the U. S. Senate, and that it be printed in the Journal.

Which motion prevailed.

The President appointed Senators Lynch, Bangert and McDonald on said committee.

RESOLUTION

BE IT RESOLVED, By the Senate of the State of North Dakota, that

WHEREAS, In the death of the late Hon. Thomas J. Walsh the Nation has lost the services of a profound and efficient public servant who has served nobly and well, and whose public works will have a lasting effect on the Nation's history;

THEREFORE, We deplore the great loss and join with our fellow Americans in their grief and in extending profound sympathy to the family of the deceased, and

BE IT FURTHER RESOLVED, That we transmit a copy of this resolution to the family of the deceased, and to the United States Senate, the scene of his great and loyal service.

Senator Cain moved that the Senate do now recess, subject to the Call of the Chair, with the understanding that no action of any nature will be taken on any Bill or Resolution.

Which motion prevailed.

The Senate was called to order, the President, O. H. Olson, presiding.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Also,

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Also,

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Also,

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Also,

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Also,

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Also,

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

Also

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Also,

Senate Concurrent Resolution No. O.

Which the House has indefinitely postponed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to return:

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Also,

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Which the Speaker has signed.

Also transmit:

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, 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.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 16. A Bill for an Act Making an Appro-

priation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

House Concurrent Resolution No. 7. Memorial to the members of the United States Congress urging Congress to pass the bill known as the Hatfield-Keller Railroad Retirement Pension Bill.

Also,

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Which the Speaker of the House has signed, and your signature is respectfully requested.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 3, 1933.

Mr. President: I have the honor to transmit House Bills Nos.:

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Concurrent Resolution No. 22.

Which the Speaker of the House has signed, and your signature is respectfully requested.

Also return:

Senate Bill No. 68. 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.

Also,

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 22. A Bill for an Act making an appro-

priation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 270. A Bill for an Act to amend and re-enact Section 2346a10 of the Supplement to the Compiled Laws of 1913, Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement

to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Subsection (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1931.

Also,

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Also,

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Concurrent Resolution No. S.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. CC.

Which the Speaker has signed.

Very respectfully,

JAMES P. CURRAN,
Chief Clerk.

SENATE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 68. 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.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of

such tax; and providing penalties; emergency; time limitation of the act.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved for the adoption of the report, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment respectfully report that they have examined the following bills:

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Educational Board to determine such minimum cost of operating one-room rural schools.

Also,

Senate Concurrent Resolution No. CC.

Also,

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. S.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

And find the same correctly enrolled.

TOM WHELAN,
Chairman.

Senator Whelan moved the adoption of the report, which motion prevailed and the report was adopted.

The Secretary announced that the President was about to sign the following House bills:

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

House Concurrent Resolution No. 22.

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Also,

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Also,

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Also,

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, 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.

Also,

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements

and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Also,

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank, Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Also,

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

Joint Resolution No. 7.

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Also,

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 68. 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.

Also,

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act

for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analogous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Also,

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Also,

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Also,

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; pro-

viding for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Also,

Senate Concurrent Resolution No. CC.

Also,

Senate Concurrent Resolution No. BB.

Also,

Senate Concurrent Resolution No. V.

Also,

Senate Concurrent Resolution No. U.

Also,

Senate Concurrent Resolution No. S.

Also,

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Also,

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228 Session Laws of North Dakota for the Year 1931.

Also,

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

And the President signed the same in the presence of the Senate.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: J. P. Cain, Jr., Mrs. J. P. Cain, Mrs. Andrew Moier, Dickinson; Mr. F. S. Black, Stirum; Ingvald, Marie and Olga Magnuson, Souris; Mrs. H. A. Pike, Bismarck, Mrs. H. C. Dahl, Buchanan; L. R.

Leet, R. A. Nicholson, Leo McGannon, Frank Maley, Bill Olek, Art Strand, Bert Helland, Adolph Hendon, Andrew Borgen, Robert Johnson, Clarence Nelson, Forbes, N. D.; Matt Whelan, Geo. Callan, Paul Callan, Vincent Kelsh, Ellendale, N. D.; A. T. Gronvold, Peter Westergard, Rugby, N. D.; Paul Sand, M. M. Werran, Ferdinand Singer, S. E. Klein, Joe Augustin, Balta, N. D.; Mal. C. Smith, Sanger, N. D.; L. B. Hampton, Manning, N. D.

The President appointed as a Committee of three: Senators Marshall, Indergaard and Brostuen to notify the House that the Senate was about to adjourn sine die.

The Committee appointed to notify the House reported that it had so notified the House and asked that the Committee be discharged.

A Committee from the House reported that it had no further business and was about to adjourn sine die.

The President appointed Senators Hamilton, Indergaard, Marshall and Brostuen to notify the Governor that the Senate was about to adjourn sine die. They reported that they had notified the Governor and that the Governor had no further messages to transmit to the Senate, so the chairman moved that the Committee be discharged.

Which motion prevailed.

Senator Indergaard moved that the Senate do now adjourn sine die.

Which motion prevailed and the Senate adjourned sine die.

SIDNEY A. PAPKE,
Secretary.

INDEX

RECORD OF BILLS IN THE SENATE

SENATE BILLS

Senate Bill No. 1—(Atkins, Cain, Brunsdale and Watt)

Senate Bill No. 1. A Bill for an Act providing for the redemption of real estate sold or forfeited to the County for taxes for the year 1931 or any prior year and still held by the County and fixing the rate of interest and penalties upon real estate taxes and tax sale certificates upon taxes levied and assessed for the year 1932 and subsequent years; providing for installment payments, penalties and interest, and declaring an emergency.

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Third reading, 296.
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Forwarded to Governor, 942.
Approved by Governor, 975.

Senate Bill No. 2—(Marshall)

Senate Bill No. 2. A Bill for an Act temporarily extending the time in which Redemption may be made from Real Estate Mortgage Foreclosure, and Real Estate Execution Sales.

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Reference, 56.
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Amended, 266.
Third reading, 299, 553.
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 House action, 479.
 Amended by House, 479.
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 Approved by Governor, 754.

Senate Bill No. 3—(Martin)

Senate Bill No. 3. A Bill for an Act to amend and re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913, relating to the foreclosure of Mortgages, and what Judgments may be entered therein.

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 First and second reading, 56.
 Reference, 56, 82, 217.
 Reported back, 358.
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Senate Bill No. 4. A Bill for an Act to repeal Chapter 3 of the Session Laws of the State of North Dakota for the year 1931, relating to registration of dogs, and declaring an emergency.

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 Reference, 56.
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 Third reading, 174.
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 Returned by House, 711.
 House action, 711.
 Other action, 925.
 Signed by President, 898.
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Senate Bill No. 5—(Tinnes)

Senate Bill No. 5. A Bill for an Act to provide that real estate mortgages not renewed or extended of record within 15 years shall be discharged from public record.

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Reference, 61.
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 Other action, 401.
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Senate Bill No. 6—(Tinnex)

Senate Bill No. 6. A Bill for an Act to exempt the personal property of certain needy persons from taxation.

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 Reference, 61.
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 Third reading, 295, 554.
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 House action, 512.
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 Signed by President, 583.
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Senate Bill No. 7—(Miklethun)

Senate Bill No. 7. A Bill for an Act to amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 176 of the Session Laws of 1915, prescribing lawful rates of interest for any legal indebtedness, and defining usury.

Introduction, 66.
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 Reference, 67, 217.
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Senate Bill No. 8—(Miklethun)

Senate Bill No. 8. A Bill for an Act to provide for the removal of buildings, fences, windmills, and mechanical appliances attached to buildings, which are placed upon land after the land has been encumbered, and repealing all Acts and parts of Acts in conflict herewith.

Introduction, 67.
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Senate Bill No. 9. A Bill for an Act relating to additional alternate exemptions for persons engaged in farming, dairying, stockraising.

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Senate Bill No. 10. A Bill for an Act to amend and re-enact Section 6072 Supplement to the Compiled Laws of 1913, relating to the legal and contract rate of interest.

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Senate Bill No. 11—(Martin)

Senate Bill No. 11. A Bill for an Act providing a uniform law for the redemption of real property from execution and foreclosure sale; and providing the procedure and method of redemption.

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Senate Bill No. 12—(Appropriations)

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Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of paying a bounty on Wolves and Coyotes as provided for under Sections 2645 to 2656, inclusive, of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283, Session Laws of 1927, and Magpie bounty as provided for by Sections 2656B1 to 2656B9, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

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Senate Bill No. 14. A Bill for an Act making an appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

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Senate Bill No. 15. A Bill for an Act making an appropriation for the Glanders and Dourine Indemnity Fund.

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Senate Bill No. 16—(Appropriations)

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of indemnifying owners of animals infected with bovine tuberculosis and to pay expenses in connection therewith.

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Senate Bill No. 17—(Appropriations)

Senate Bill No. 17. A Bill for an Act making an appropriation to pay the salary, travel expense and miscellaneous items of the State Transportation Officer.

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Senate Bill No. 18. A Bill for an Act making an appropriation for the per diem, salaries and general expenses of the State Live Stock Sanitary Board.

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 Forwarded to Governor, 1389.

Senate Bill No. 19—(Appropriations)

Senate Bill No. 19. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the same being Sections 1471B1 to 1471B9 and 1471C1 to 1471C8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 74.
 First and second reading, 74.
 Reference, 74.
 Reported back, 74, 327.
 Amended, 327.
 Third reading, 345.
 Passed, 346.
 Returned by House, 1182.
 House action, 1182.
 Signed by President, 1283.
 Forwarded to Governor, 1387.

Senate Bill No. 20—(Appropriations)

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the State Historical Society.

Introduction, 74.
 First and second reading, 74.
 Reference, 74, 293.
 Reported back, 268, 413.
 Amended, 268, 413.
 Third reading, 438.
 Passed, 439.
 Returned by House, 1096.
 House action, 1096.
 Signed by President, 1179.
 Forwarded to Governor, 1271.

Senate Bill No. 21—(Appropriations)

Senate Bill No. 21. A Bill for an Act making an appropriation to pay salary, clerkhire and general expenses of the Commissioner of Immigration.

Introduction, 74.
 First and second reading, 74.
 Reference, 75.
 Reported back, 290.
 Indefinitely postponed, 290.

Senate Bill No. 22—(Appropriations)

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Public Health.

Introduction, 75.
 First and second reading, 75.
 Reference, 75.
 Reported back, 738.
 Amended, 738, 1467, 1488.
 Third reading, 823, 1489.
 Passed, 823, 1490.
 Returned by House, 1316.
 House action, 1316.
 Amended by House, 1316.
 Other action, 1399, 1450, 1467, 1468, 1470, 1479, 1482, 1488, 1489.
 Conference committee, 1404, 1482, 1492.
 Signed by President, 1523.

Senate Bill No. 23—(Appropriations)

Senate Bill No. 23. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the Department of Coal Mine Inspection.

Introduction, 75.
 First and second reading, 75.
 Reference, 75.
 Reported back, 739.
 Amended, 739.
 Third reading, 886, 1417.
 Passed, 887, 1417.
 Returned by House, 1185.
 Amended by House, 1185.
 Other action, 1416.
 Conference committee, 1242.
 Signed by President, 1463.

Senate Bill No. 24—(Miklethun)

Senate Bill No. 24. A Bill for an Act providing who shall be employed on all public work, providing for the qualification of such employees, fixing the minimum wage scale, and prohibiting deduction from wages.

Introduction, 75.
 First and second reading, 75.
 Reference, 75.
 Reported back, 228.
 Indefinitely postponed, 228.

Senate Bill No. 25—(Miklethun)

Senate Bill No. 25. A Bill for an Act prohibiting the solicitation and procurement of bills of sale or other transfers to obtain title to, or liens upon crops in circumvention of the crop mortgage law enacted by the people of the State of North Dakota, at the Primary Election in June, 1932, and approved in the November Election of 1932; and providing that all such transfers heretofore made shall be void.

Introduction, 75.
 First and second reading, 75.
 Reference, 75.
 Reported back, 75, 646.
 Third reading, 802.
 Passed, 803.
 Emergency clause carried, 803.
 Returned by House, 1220.
 House action, 1220.
 Signed by President, 1285.
 Forwarded to Governor, 1390.

Senate Bill No. 26—(Olson)

Senate Bill No. 26. A Bill for an Act to amend Chapter 227 of the Session Laws of North Dakota for 1931 amending Section 18 of Chapter 155 of the Session Laws of North Dakota for 1927, providing for the Regulation of storage and delivery charges of public warehousemen and providing for the form of receipt to be issued by such warehousemen.

Introduction, 80.
 First and second reading, 80.
 Reference, 80.
 Reported back, 361.
 Indefinitely postponed, 362.

Senate Bill No. 27—(Brostuen)

Senate Bill No. 27. A Bill for an Act to appropriate the sum of \$500.00 from any moneys in the State Highway Fund, for the purpose of aiding in the making of a preliminary survey and sounding of the Missouri River on the state line between North Dakota and Montana at a point where the said state line intersects the Missouri River, near Fort Union, to determine the advisability and feasibility of constructing a bridge across said river at said point, under the provisions of Subsection C of Section 2976t15 of the Supplement to the Compiled Laws of 1913.

Introduction, 80.
 First and second reading, 80.
 Reference, 81, 283.
 Reported back, 283, 373.
 Third reading, 404.
 Indefinitely postponed, 624.
 Passed, 405.
 Returned by House, 623.

Senate Bill No. 28—(Olson)

Senate Bill No. 28. A Bill for an Act prohibiting all persons actively engaged in ministerial work from teaching in the public schools of the State of North Dakota.

- Introduction, 86.
- First and second reading, 86.
- Reference, 86.
- Reported back, 339.
- Indefinitely postponed, 339.

Senate Bill No. 29—(Olson)

Senate Bill No. 29. A Bill for an Act abolishing the office of Commissioner of Immigration of the State of North Dakota; transferring all papers, writings, documents, books, records, files, office furniture and fixtures, and all future correspondence of said office to the office of Commissioner of Agriculture and Labor; repealing Sections 578A-1, 578A-2, and 578A-3, Supplement to the Compiled Laws of 1913; transferring any unexpended and unobligated balance to the credit of said Commissioner of Immigration to the General Fund, and declaring an emergency.

- Introduction, 86.
- First and second reading, 86.
- Reference, 86.
- Reported back, 146, 234, 247.
- Amended, 230, 248, 274.
- Third reading, 274.
- Passed, 275.
- Returned by House, 410, 455.
- House action, 410.
- Signed by President, 422.
- Forwarded to Governor, 459.
- Approved by Governor, 500.

Senate Bill No. 30—(McDonald)

Senate Bill No. 30. A Bill for an Act to repeal Sections 992, 993, 994, 996, 997, 998, 999, 1000, 1001, 1002, 1003 and 1004 of the Compiled Laws for the year 1913, the same also being Chapter 155, Sections 1 to 13 inclusive, of the Session Laws of 1913 known as the Absent Voter's Law together with all amendments thereto or to any of the Sections thereof expressly including those amendments enacted by Chapter 136 Session Laws 1931.

- Introduction, 86.
- First and second reading, 86.
- Reference, 86.
- Reported back, 614.
- Indefinitely postponed, 614.

Senate Bill No. 31—(Fine, Bangert, Burkhart and Brostuen)

Senate Bill No. 31. A Bill for an Act to suspend the operation of Section 2202 of the Compiled Laws of the

State of North Dakota for the year 1913, as amended by Chapter 199 of the Session Laws of 1925 (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as amended by Chapter 266 of the Session Laws of 1927, relating to tax deeds to be issued to the County upon the expiration of the period of redemption, upon due notice; tax deeds to the County and sale of property so acquired, until December 31, 1935; and suspending the operation of all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Introduction, 86.
 First and second reading, 86.
 Reference, 87.
 Reported back, 90.
 Amended, 90.
 Third reading, 91.
 Passed, 91.
 Emergency clause carried, 91.
 Returned by House, 123.
 House action, 123.
 Signed by President, 141.
 Forwarded to Governor, 160.
 Approved by Governor, 186.

Senate Bill No. 32—(Matthaei)

Senate Bill No. 32. A Bill for an Act to repeal Chapter 128 of the Session Laws of North Dakota for 1931 relating to the drawing of checks without funds.

Introduction, 87.
 First and second reading, 87.
 Reference, 87.
 Reported back, 126.
 Amended, 126.
 Third reading, 183.
 Passed, 183.
 Returned by House, 410.
 House action, 410.

Senate Bill No. 33—(Wog)

Senate Bill No. 33. A Bill for an Act to amend and reenact Section 1 of Chapter 124 of the Laws of North Dakota for the year 1929, relating to compensation of election board.

Introduction, 89.
 First and second reading, 89.
 Reference, 90.
 Reported back, 237.
 Amended, 237.
 Third reading, 258.
 Passed, 258.
 Returned by House, 374, 410.
 House action, 374.
 Signed by President, 400.
 Forwarded to Governor, 414.
 Approved by Governor, 425.

Senate Bill No. 34—(Trout)

Senate Bill No. 34. A Bill for an Act amending and re-enacting Section 5, Chapter 199, Session Laws 1925, being subdivisions (1), (2) and (3) Section 2202 Supp. Compiled Laws 1913, providing the time for expiration of the period of redemption upon real property sold at tax sale and bid in for the county; also, the time at which the county auditor shall each year give notice of the expiration of the period of redemption as to all tracts of real estate on which the period of redemption has expired; also, the date upon which sale shall take place at the county seat of all real property acquired by the county by tax deed taken after the expiration of the period of redemption.

Introduction, 94.
 First and second reading, 94.
 Reference, 94.
 Reported back, 129, 130.
 Third reading, 295.
 Indefinitely postponed, 130.

Senate Bill No. 35—(Handley)

Senate Bill No. 35. A Bill for an Act defining and exempting from taxation a farm home, providing for the taxation of lands not falling within the definition of a farm home, providing for the taxation of additional lands held by persons, firms, corporations, or associations, graduated to increase in the amount of tax per quarter section or major fraction thereof, as holdings of such lands increase, and repealing all acts or parts of Acts in conflict therewith.

Introduction, 94.
 First and second reading, 94.
 Reference, 94, 525.
 Reported back, 507.
 Indefinitely postponed, 507.

Senate Bill No. 36—(Handley)

Senate Bill No. 36. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Introduction, 95.
 First and second reading, 95.
 Reference, 95.
 Reported back, 244.
 Amended, 244.
 Third reading, 275.
 Passed, 276.
 Returned by House, 328.
 House action, 328.
 Signed by President, 712.

Senate Bill No. 37—(Appropriations)

Senate Bill No. 37. A Bill for an Act making an appropriation for poor and destitute persons, providing the methods of expenditure and audit thereof; supervision and inspection therefor.

Introduction, 97.
First and second reading, 97.
Reference, 97.
Reported back, 131.
Third reading, 149.
Passed, 149.
Returned by House, 328, 353.
House action, 328.
Signed by President, 332.
Forwarded to Governor, 363.
Approved by Governor, 403.

Senate Bill No. 38—(Appropriations)

Senate Bill No. 38. A Bill for an Act making an appropriation for the purpose of paying premiums on bonds of State officials as provided by Chapter 175, Session Laws of 1917, the same being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 97.
First and second reading, 97.
Reference, 97.
Reported back, 170.
Third reading, 181.
Passed, 181.
Returned by House, 995.
House action, 995.
Other action, 1058.
Signed by President, 1041.
Forwarded to Governor, 1070.
Approved by Governor, 1159.

Senate Bill No. 39—(Appropriations)

Senate Bill No. 39. A Bill for an Act making an appropriation to the Board of Auditors for the purpose of carrying out the provisions of Section 369 of the Compiled Laws of the State of North Dakota for the year 1913, as amended and re-enacted by Chapter 226, Laws of 1915, and as amended and re-enacted by the Initiated Law approved November 2nd, 1920, and provided for in Chapter 143, Laws of 1923, the same being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 97.
First and second reading, 97.
Reference, 97.
Reported back, 739.
Amended, 739.
Third reading, 824, 1415.
Passed, 825, 1415.

Returned by House, 1410.
 House action, 1410.
 Amended by House, 1410.
 Other action, 1414.
 Signed by President, 1463.

Senate Bill No. 40—(Appropriation)

Senate Bill No. 40. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Section 2711 to 2720, inclusive, of the Compiled Laws of North Dakota for the year 1913.

Introduction, 97.
 First and second reading, 97.
 Reference, 97.
 Reported back, 414.
 Third reading, 439.
 Passed, 440.
 Returned by House, 995.
 House action, 995.
 Other action, 1058.
 Signed by President, 1042.
 Forwarded to Governor, 1070.
 Approved by Governor, 1159.

Senate Bill No. 41—(Appropriations)

Senate Bill No. 41. A Bill for an Act making an appropriation for the care of feeble minded whose residence cannot be determined and whose care must be borne by the State.

Introduced, 97.
 First and second reading, 97.
 Reference, 97.
 Reported back, 98, 172.
 Third reading, 182.
 Passed, 183.
 Returned by House, 995.
 House action, 995.
 Other action, 1058.
 Signed by President, 1042.
 Forwarded to Governor, 1070.
 Approved by Governor, 1159.

Senate Bill No. 42—(Appropriations)

Senate Bill No. 42. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Introduction, 98.
 First and second reading, 98.
 Reference, 98, 180.
 Reported back, 171, 226.
 Third reading, 238.

Passed, 239.
 Returned by House, 328, 353.
 House action, 328.
 Other action, 404.
 Signed by President, 332.
 Forwarded to Governor, 363.

Senate Bill No. 43—(Appropriations)

Senate Bill No. 43. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the office of Grain Storage Commissioner.

Introduction, 98.
 First and second reading, 98.
 Reference, 98.
 Reported back, 236.
 Indefinitely postponed, 236.

Senate Bill No. 44—(Appropriations)

Senate Bill No. 44. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission to be used as provided by Chapters 26 and 152, Session Laws of 1915, the same being Sections 283C1 to 283C6, inclusive, and Section 283C10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 98.
 First and second reading, 98.
 Reference, 98.
 Reported back, 170.
 Amended, 170.
 Third reading, 220.
 Passed, 221.
 Returned by House, 995.
 House action, 995.
 Other action, 1058.
 Signed by President, 1042.
 Forwarded to Governor, 1070.

Senate Bill No. 45—(Appropriations)

Senate Bill No. 45. A Bill for an Act making an appropriation for St. John's Orphanage of Fargo, North Dakota.

Introduction, 98.
 First and second reading, 98.
 Reference, 98.
 Reported back, 132.
 Third reading, 149.
 Passed, 150.
 Returned by House, 428, 353.
 House action, 328.
 Signed by President, 332.
 Forwarded to Governor, 364.
 Approved by Governor, 403.

Senate Bill No. 46—(Appropriations)

Senate Bill No. 46. A Bill for an Act making an appropriation for the maintenance of the State Capitol and for improvements, rents, repairs, insurance and upkeep of grounds.

Introduction, 98.
 First and second reading, 98.
 Reference, 98.
 Reported back, 226.
 Third reading, 239, 1431, 1447.
 Passed, 239, 1432, 1446.
 Returned by House, 1410.
 House action, 1410.
 Amended by House, 1410.
 Other action, 1416, 1431, 1447.
 Conference committee, 1421, 1440.
 Signed by President, 1465.

Senate Bill No. 47—(Appropriations)

Senate Bill No. 47. A Bill for an Act making an appropriation for the use by the Board of Administration in administering child welfare laws.

Introduction, 99.
 First and second reading, 99.
 Reference, 99, 180.
 Reported back, 171, 270.
 Amended, 270, 1332.
 Third reading, 300, 1361.
 Passed, 300, 1362.
 Returned by House, 1185.
 Amended by House, 1185.
 Other action, 1331, 1332, 1361, 1400,
 Conference committee, 1237, 1289, 1301, 1322, 1331.
 Signed by President, 1406.

Senate Bill No. 48—(Appropriations)

Senate Bill No. 48. A Bill for an Act making an appropriation to provide funds to pay the necessary expenses and reasonable compensation to commissioners appointed in actions to release insane patients as prescribed by Section 2562 of the Compiled Laws of 1913.

Introduction, 99.
 First and second reading, 99.
 Reference, 99.
 Reported back, 171.
 Third reading, 181.
 Passed, 182.
 Returned by House, 1096.
 House action, 1096.
 Signed by President, 1179.
 Forwarded to Governor, 1271.
 Approved by Governor, 1328.

Senate Bill No. 49—(Appropriations)

Senate Bill No. 49. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Section 2790B1 to 2790B8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 88, Session Laws of 1927, relating to preservation and control of the artesian waters of the State.

Introduction, 99.
 First and second reading, 99.
 Reference, 99.
 Reported back, 269.
 Indefinitely postponed, 269.

Senate Bill No. 50—(Appropriations)

Senate Bill No. 50. A Bill for an Act making an appropriation for the purpose of paying salary and miscellaneous general expenses of the Department of Minimum Wage.

Introduction, 99.
 First and second reading, 99.
 Reference, 99.
 Reported back, 236.
 Amended, 236.
 Third reading, 258, 1466.
 Passed, 259, 1466.
 Returned by House, 1367, 1424.
 House action, 1367.
 Other action, 1414, 1465, 1505.
 Conference committee, 1443.
 Signed by President, 1491.

Senate Bill No. 51—(Appropriations)

Senate Bill No. 51. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Seed Department.

Introduction, 99.
 First and second reading, 99.
 Reference, 99.
 Third reading, 844, 1441.
 Passed, 845, 1441.
 Returned by House, 1411.
 House action, 1411.
 Amended by House, 1411.
 Other action, 1441.
 Signed by President, 1486.

Senate Bill No. 52—(Appropriations)

Senate Bill No. 52. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire, travel and general expenses of the office of Veterans' Service Commissioner as prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Introduction, 99.
 First and second reading, 99.
 Reference, 100.
 Reported back, 269.
 Amended, 1448.
 Third reading, 296, 1449.
 Passed, 296, 1450.
 Returned by House, 1410.
 House action, 1410.
 Amended by House, 1410.
 Other action, 1419, 1448, 1487.
 Conference committee, 1421, 1434.
 Signed by President, 1523.
 Forwarded to Governor, 1389.

Senate Bill No. 53—(Bonzer)

Senate Bill No. 53. A Bill for an Act to repeal Chapter 123, Laws of 1929, and Sections 911 to 916, both inclusive, Compiled Laws of 1913, relating to presidential primary elections.

Introduction, 100.
 First and second reading, 100.
 Reference, 100.
 Reported back, 508.
 Amended, 508.
 Third reading, 551.
 Indefinitely postponed, 993.
 Passed, 551.
 Returned by House, 993.
 House action, 993.

Senate Bill No. 54—(Marshall)

Senate Bill No. 54. A Bill for an Act to repeal Article 1 of Chapter 30 of the Code of Civil Procedure of the State of North Dakota: being Section 8073 and 8098, both inclusive, of the Compiled Laws of the State of North Dakota for the year 1913, as amended by Chapter 250 of the Session Laws for the year 1923, and as amended by Chapter 141 of the Session Laws for the year 1925 (Section 8076 of the Supplement to the Compiled Laws of the State of North Dakota for the year 1913) and as amended by Chapter 144 of the Session Laws for the year 1927, and as amended by Chapter 219 of the Session Laws for the year 1931, and declaring an emergency.

Introduction, 100.
 First and second reading, 100.
 Reference, 100, 384.
 Reported back, 180.
 Third reading, 220.
 Passed, 220.
 Returned by House, 354.
 Other action, 354.
 Withdrawn.

Senate Bill No. 55—(Miklethun, Olson and Stucke)

Senate Bill No. 55. A Bill for an Act defining the crime of bank robbery from the inside and prescribing a penalty therefor.

Introduction, 100.
First and second reading, 100.
Reference, 100.
Reported back, 579.
Amended, 579, 622.
Third reading, 622.
Passed, 623.
Returned by House, 1182.
House action, 1182.
Signed by President, 1283.
Forwarded to Governor, 1387.

Senate Bill No. 56—(Miklethun, Olson and Stucke)

Senate Bill No. 56. A Bill for an Act to amend and reenact Section 5535 and 5536 of the Compiled Laws of the State of North Dakota for the year 1913.

Introduction, 100.
First and second reading, 100.
Reference, 100, 106.
Reported back, 729.
Amended, 730.
Third reading, 870.
Indefinitely postponed, 1179.
Passed, 870.
Returned by House, 1179.
House action, 1179.

Senate Bill No. 57—(Miklethun, Olson and Stucke)

Senate Bill No. 57. A Bill for an Act to limit the applications of pardons and paroles to persons convicted of bank robbery or embezzlement or larceny of the assets.

Introduction, 100.
First and second reading, 100.
Reference, 101, 270.
Reported back, 579.
Indefinitely postponed, 579.

Senate Bill No. 58—(Brostuen)

Senate Bill No. 58. A Bill for an Act providing for the forfeiture to counties of real property upon which taxes are delinquent; fixing the period of such delinquency, the notice to be given and the method of service; and for proceedings for a sale of such property and the disposition of the proceeds.

Introduction, 101.
First and second reading, 101.

Reference, 101, 348.
 Reported back, 324, 572.
 Third reading, 342.
 Indefinitely postponed, 343, 572.

Senate Bill No. 59—(Fowler)

Senate Bill No. 59. A Bill for an Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without the renewal thereof, and legalizing acts and contracts of such corporations made or done and performed subsequent to the expiration of the original period of existence of such corporations.

Introduction, 102.
 First and second reading, 102.
 Reference, 102.
 Reported back, 130.
 Amended, 150.
 Third reading, 150.
 Passed, 151.
 Returned by House, 242, 261.
 House action, 242.
 Signed by President, 256.
 Forwarded to Governor, 264.
 Approved by Governor, 307.

Senate Bill No. 60—(Patten)

Senate Bill No. 60. A Bill for an Act providing for the payment and cancellation of the personal property taxes assessed and levied for the year 1931 and all prior years; fixing the amount to be paid and the manner of payment; providing for a partial cancellation of the original amount and interest and penalties; and declaring an emergency.

Introduction, 102.
 First and second reading, 102.
 Reference, 102.
 Reported back, 169.
 Amended, 169.
 Third reading, 231.
 Passed, 232.
 Returned by House, 337.
 House action, 337.
 Amended by House, 337.
 Other action, 454, 590.
 Conference committee, 362, 392.
 Signed by President, 583.
 Approved by Governor, 659.

Senate Bill No. 61—(Patten)

Senate Bill No. 61. A Bill for an Act providing for the redemption of real estate heretofore sold or forfeited to the various counties for taxes levied thereon for the year 1931 and all prior years, including special assess-

ments and hail insurance taxes, and still held by the counties (on which deeds have not been taken by the counties); fixing the amount to be paid and the manner of payment in case of redemption from such delinquent tax sales and forfeitures; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 103.
 First and second reading, 103.
 Reference, 103.
 Reported back, 325.
 Indefinitely postponed, 325.

Senate Bill No. 62—(Patten)

Senate Bill No. 62. A Bill for an Act providing for payment of real estate taxes levied and assessed for the year 1932 and all subsequent years, including special assessments and hail insurance and allowing a discount for payment before delinquency; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 103.
 First and second reading, 103.
 Reference, 103.
 Reported back, 326.
 Indefinitely postponed, 326.

Senate Bill No. 63—(Tinnes and Brostuen)

Senate Bill No. 63. A Bill for an Act to provide for valuation in odd numbered years of certain real property which is exempt from taxation, and declaring an emergency.

Introduction, 103.
 First and second reading, 103.
 Reference, 103.
 Reported back, 169.
 Amended, 170.
 Third reading, 221.
 Passed, 222, 526.
 Forwarded to House, 285.
 Returned by House, 276, 479.
 House action, 276, 479.
 Amended by House, 479.
 Other action, 558.
 Signed by President, 549.
 Forwarded to Governor, 569.
 Approved by Governor, 611.

Senate Bill No. 64—(Miklethun and Olson)

Senate Bill No. 64. A Bill for an Act making the sheriffs of the various counties the transportation officers for all prisoners to be transported to the State Penitentiary and defectives and delinquents to the various corrective institutions of the state; providing the rate of mileage therefor; providing when said persons shall be so trans-

ported; and providing for additional help in emergency cases; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 106.
 First and second reading, 106.
 Reference, 107.
 Reported back, 356.
 Indefinitely postponed, 356.

Senate Bill No. 65—(Miklethun and Olson)

Senate Bill No. 65. A Bill for an Act repealing Sections 3526 A-1, 3526 A-2, 3526 A-3, 3526 A-4, of the Supplement to the Laws of North Dakota for 1913, relating to the State Transportation Officer, and providing an emergency clause therefor.

Introduction, 107.
 First and second reading, 107.
 Reference, 107.
 Reported back, 356.
 Indefinitely postponed, 356.

Senate Bill No. 66—(Appropriations)

Senate Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Training School, Mandan, North Dakota.

Introduction, 107.
 First and second reading, 107.
 Reference, 107.
 Reported back, 741.
 Amended, 741, 1469.
 Third reading, 795, 1470.
 Passed, 796, 1470.
 Returned by House, 1401.
 House action, 1401.
 Amended by House, 1401.
 Other action, 1394, 1469, 1479.
 Conference committee, 1492.
 Signed by President, 1523.

Senate Bill No. 67—(Appropriations)

Senate Bill No. 67. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Highway Department.

Introduction, 107.
 First and second reading, 107.
 Reference, 107.
 Reported back, 742.
 Amended, 742.

Third reading, 826.
Passed, 826.
Returned by House, 1210.
House action, 1210.
Signed by President, 1311.
Forwarded to Governor, 1388.

Senate Bill No. 68—(Appropriations)

Senate Bill No. 68. 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, 107.
First and second reading, 107.
Reference, 107.
Reported back, 764.
Amended, 764, 1480.
Third reading, 824, 1481.
Passed, 824, 1481.
Returned by House, 1410.
House action, 1410.
Amended by House, 1410.
Other action, 1480.
Conference committee, 1421.
Signed by President, 1523.

Senate Bill No. 69—(Appropriations)

Senate Bill No. 69. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Workmen's Compensation Bureau.

Introduction, 107.
First and second reading, 107.
Reference, 108.
Reported back, 237.
Amended, 237.
Third reading, 259, 1399.
Passed, 260, 1400.
Returned by House, 1316.
Amended by House, 1316.
Other action, 1399.
Signed by President, 1428.

Senate Bill No. 70—(Tinnes)

Senate Bill No. 70. A Bill for an Act relating to the foreclosure of real estate mortgages and to the amount of the deficiency judgment, if any, to be entered.

Introduction, 116.
First and second reading, 116.
Reference, 117.
Reported back, 290.
Indefinitely postponed, 290.

Senate Bill No. 71—(Tinnes)

Senate Bill No. 71. A Bill for an Act to repeal Chapter 140 of the Session Laws of North Dakota for the year 1931, relating to voter's guides at elections.

Introduction, 117.
First and second reading, 117.
Reference, 117.
Third reading, 272.
Indefinitely postponed, 375.
Passed, 273.
Returned by House, 374.
House action, 375.

Senate Bill No. 72—(McDonald and Jones)

Senate Bill No. 72. A Bill for an Act fixing the qualifications of employees to be engaged on public construction work, providing for minimum wages and maximum hours of employment, prohibiting deduction from wages and providing a remedy for employees paid less than the minimum and the penalty for violation of the Act, and declaring an emergency.

Introduction, 117.
First and second reading, 117.
Reference, 117, 238.
Reported back, 227, 266.
Amended, 227, 228, 266, 301.
Third reading, 301.
Indefinitely postponed, 1211.
Passed, 302.
Emergency clause carried, 302.
Returned by House, 1211.
House action, 1211.

Senate Bill No. 73—(Appropriations)

Senate Bill No. 73. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment of the State School of Forestry at Bottineau.

Introduction, 117.
First and second reading, 117.
Reference, 117.
Third reading, 788, 1319.
Passed, 789, 1320.
Returned by House, 1325.
Amended by House, 1325.
Other action, 1319.
Signed by President, 1345.
Forwarded to Governor, 1384.

Senate Bill No. 74—(Appropriations)

Senate Bill No. 74. A Bill for an Act making an appropriation for the general maintenance, improvements and

repairs, equipment and miscellaneous items of the State Normal School at Valley City, North Dakota.

Introduction, 117.
 First and second reading, 117.
 Reference, 118.
 Reported back, 649.
 Amended, 649, 1445.
 Third reading, 789, 1458.
 Passed, 789, 1459.
 Returned by House, 1367. p
 House action, 1367.
 Amended by House, 1367.
 Other action, 1368, 1445, 1458, 1506.
 Conference committee, 1368, 1440.
 Signed by President, 1486.

Senate Bill No. 75—(Appropriations)

Senate Bill No. 75. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous expenses for the State Normal School, Dickinson, North Dakota.

Introduction, 118.
 First and second reading, 118.
 Reference, 118.
 Reported back, 661.
 Amended, 661.
 Third reading, 790, 1370.
 Passed, 790, 1370.
 Returned by House, 1366.
 House action, 1366.
 Amended by House, 1366.
 Other action, 1367.
 Signed by President, 1406.

Senate Bill No. 76—(Appropriations)

Senate Bill No. 76. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous items of the State Normal School, Minot, North Dakota.

Introduction, 118.
 First and second reading, 118.
 Reference, 118.
 Reported back, 688.
 Amended, 688.
 Third reading, 791, 1380.
 Passed, 792, 1381.
 Returned by House, 1367.
 House action, 1367.
 Amended by House, 1367.
 Other action, 1380.
 Signed by President, 1406.

Senate Bill No. 77—(Lind and Greene)

Senate Bill No. 77. A Bill for an Act to amend and reenact Section 8122 of the Supplement to the Compiled Laws for the State of North Dakota for the year 1913, (the same being Chapter 180 of the Laws of North Dakota for the year 1915, and Chapter 65 of the Laws of North Dakota for the year 1921), providing for the time allowed purchasers of contract to perform the same, after notice of intention to foreclose, and providing an emergency clause therefor.

Introduction, 118.
 First and second reading, 118.
 Reference, 118.
 Withdrawn, 270.

Senate Bill No. 78—(Jones)

Senate Bill No. 78. A Bill for an Act to amend and reenact Chapter 249 of the Laws of 1927, providing for the leasing of state or school lands supposed to contain oil, or valuable minerals, and to make and establish rules and regulations relative to the development thereof; providing for royalty to be collected therefrom, and for the sale of improvements on such lands; for the assignment thereof and for geological reports thereon.

Introduction, 120.
 First and second reading, 120.
 Reference, 120.
 Reported back, 253.
 Amended, 253, 297.
 Third reading, 297.
 Indefinitely postponed, 479.
 Passed, 298.
 Returned by House, 479.
 House action, 479.

Senate Bill No. 79—(Martin)

Senate Bill No. 79. A Bill for an Act authorizing the Governor of the State, in certain enumerated cases, to use the State Militia to preserve peace and order and prevent riots and declaring that strikes on the sale of agricultural products shall not be in themselves unlawful.

Introduction, 120.
 First and second reading, 120.
 Reference, 120.
 Reported back, 282.
 Third reading, 303.
 Indefinitely postponed, 303.
 Returned by House, 410.
 House action, 410.

Senate Bill No. 80—(Appropriations)

Senate Bill No. 80. A Bill for an Act making an appropriation for the general maintenance, improvements and

repairs, equipment and miscellaneous items for the Institution for the Feeble Minded at Grafton, North Dakota.

Introduction, 120.
 First and second reading, 120.
 Reference, 121.
 Reported back, 740.
 Amended, 740.
 Third reading, 792, 1381.
 Passed, 792, 1381.
 Returned by House, 1344.
 Amended by House, 1344.
 Other action, 1340, 1380.
 Conference committee, 1340.
 Signed by President, 1406.

Senate Bill No. 81—(Appropriations)

Senate Bill No. 81. A Bill for an Act making an appropriation for the paying of general maintenance, improvements and repairs and equipment of the State School of Science at Wahpeton, North Dakota.

Introduction, 121.
 First and second reading, 121.
 Reference, 121.
 Reported back, 668.
 Amended, 668.
 Third reading, 793, 1318.
 Passed, 793, 1319.
 Returned by House, 1325.
 House action, 1325.
 Amended by House, 1325.
 Other action, 1318.
 Signed by President, 1345.
 Forwarded to Governor, 1384.

Senate Bill No. 82—(Appropriations)

Senate Bill No. 82. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal and Industrial School at Ellendale.

Introduction, 121.
 First and second reading, 121.
 Reference, 121.
 Reported back, 683.
 Amended, 683.
 Third reading, 793, 1368.
 Passed, 794, 1369.
 Returned by House, 1358.
 House action, 1358.
 Amended by House, 1358.
 Other action, 1367.
 Signed by President, 1406.

Senate Bill No. 83—(Appropriations)

Senate Bill No. 83. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Normal School, Mayville, North Dakota.

Introduction, 121.
 First and second reading, 121.
 Reference, 121.
 Reported back, 684.
 Amended, 684.
 Third reading, 794, 1369.
 Passed, 795, 1370.
 Returned by House, 1358.
 House action, 1358.
 Amended by House, 1358.
 Other action, 1367.
 Signed by President, 1406.

Senate Bill No. 84—(Whitman)

Senate Bill No. 84. A Bill for an Act for the appointment of an Assistant State's Attorney and a stenographer by the State's Attorney, in counties having a population of over 17,000 and less than 40,000 and the fixing of salaries of such Assistant State's Attorney and stenographer.

Introduction, 141.
 First and second reading, 141.
 Reference, 142.
 Reported back, 281.
 Indefinitely postponed, 282.

Senate Bill No. 85—(Whitman)

Senate Bill No. 85. A Bill for an Act to amend and reenact paragraph one of Section 7426 of the Compiled Laws of North Dakota for 1913.

Introduction, 142.
 First and second reading, 142.
 Reference, 142, 319.
 Reported back, 291.
 Third reading, 315.
 Indefinitely postponed, 993.
 Passed, 316.
 Returned by House, 993.
 House action, 993.

Senate Bill No. 86—(Whitman)

Senate Bill No. 86. A Bill for an Act requiring a chattel mortgage or bill of sale of household goods, effects and furniture to be signed by both husband and wife to be valid.

Introduction, 142.

First and second reading, 142.
 Reference, 142.
 Reported back, 291.
 Third reading, 316.
 Passed, 316.
 Returned by House, 425, 478.
 House action, 425.
 Forwarded to Governor, 514.
 Approved by Governor, 565.

Senate Bill No. 87—(Whitman)

Senate Bill No. 87. A Bill for an Act to permit examination of jurors by either party before exercising either peremptory challenges or challenges for cause, repealing Section 10,800 of the Compiled Laws of 1913, and all Acts and parts of Acts in conflict herewith.

Introduction, 142.
 First and second reading, 142.
 Reference, 142.
 Reported back, 290.
 Third reading, 315, 554.
 Passed, 315, 554.
 Returned by House, 479.
 House action, 479.
 Amended by House, 479.
 Other action, 553, 590.
 Signed by President, 583.
 Forwarded to Governor, 616.
 Approved by Governor, 660.

Senate Bill No. 88—(Miklethun)

Senate Bill No. 88. A Bill for an Act to amend and re-enact Section 951, and to repeal Section 953 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the appointment of Judges and Clerks of Election, and declaring an emergency.

Introduction, 142.
 First and second reading, 142.
 Reference, 142.
 Reported back, 311.
 Indefinitely postponed, 311.

Senate Bill No. 89—(Matthaei)

Senate Bill No. 89. A Bill for an Act to amend and re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the year 1913 providing for and relating to when and how civil actions may be dismissed.

Introduction, 142.
 First and second reading, 142.
 Reference, 142.
 Not reported back.

Senate Bill No. 90—(Whelan)

Senate Bill No. 90. A Bill for an Act to amend and re-enact Section 714a7 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and prescribing the qualifications of sureties.

Introduction, 142.
First and second reading, 142.
Reference, 143, 217.
Reported back, 754.
Indefinitely postponed, 754.

Senate Bill No. 91—(Whelan)

Senate Bill No. 91. A Bill for an Act amending and re-enacting Chapter 202 of the Session Laws of North Dakota for 1931, and relating to all funds of cities, villages, townships, towns, school districts and park districts, except in cities having a population of 5000 or over.

Introduction, 147.
First and second reading, 147.
Reference, 147, 260.
Reported back, 430.
Indefinitely postponed, 430.

Senate Bill No. 92—(Whelan)

Senate Bill No. 92. A Bill for an Act defining the duties of the State Examiner, relative to depository bonds and requiring depositories to comply with the Examiner's requirements or be disqualified.

Introduction, 147.
First and second reading, 147.
Reference, 147, 217.
Reported back, 682.
Indefinitely postponed, 682.

Senate Bill No. 93—(Whelan)

Senate Bill No. 93. A Bill for an Act requiring that budgets for certain school boards, all park boards and cities, villages, be made and published; that a joint public hearing be had thereon; for the approval thereof by the governing body of the city, village, school board or park board; for the levy of taxes based on such budget only and repealing all Acts or parts of Acts in conflict herewith.

Introduction, 147.
First and second reading, 147.
Reference, 147.
Reported back, 669.
Third reading, 819.
Indefinitely postponed, 1046.
Passed, 820.
Returned by House, 1046.
House action, 1046.

Senate Bill No. 94—(Whelan)

Senate Bill No. 94. A Bill for an Act to repeal Section 3543 of the Compiled Laws of North Dakota for 1913, relating to the examination of the records kept by officers of public corporations.

Introduction, 147.
First and second reading, 147.
Reference, 147.
Reported back, 265.
Indefinitely postponed, 265.

Senate Bill No. 95—(Whelan)

Senate Bill No. 95. A Bill for an Act amending and re-enacting Section 3341, Compiled Laws of North Dakota for the year 1913, relating to the duties of the County Treasurer, and providing that the County Treasurer be the Treasurer of all tax districts within the county, including cities (whether operating under special charter or general law), villages, townships, towns, school districts, (whether operating under special charter or general law), and park districts, excepting cities having a population of 5000 or over; and providing an exception and option in the case of cities having a population of 5000 or over, and repealing Sections 4087-4159-4160-660-4165-4206, as amended by Chapter 201, Session Laws of 1927; 1151-1153-1165-1166-1167-1172, as amended by Chapter 241; Session Laws of 1927; 4-67-3889, Compiled Laws of the State of North Dakota for the year 1913.

Introduction, 147.
First and second reading, 147.
Reference, 147.
Reported back, 608.
Indefinitely postponed, 608.

Senate Bill No. 96—(State Affairs)

Senate Bill No. 96. A Bill for an Act to amend and re-enact Section three (3) of Chapter 206 Laws of 1931 relating to the Chicago World's Fair Commission, and declaring an emergency.

Introduction, 154.
First and second reading, 154.
Reference, 154.
Amended, 457.
Third reading, 457.
Indefinitely postponed, 458.

Senate Bill No. 97—(Magnuson)

Senate Bill No. 97. A Bill for an Act to repeal Section 6624 of the Compiled Laws of North Dakota for the year 1913, providing for payment of face of policy in case of loss.

Introduction, 154.
First and second reading, 154.
Reference, 154.
Reported back, 450.
Third reading, 481.
Indefinitely postponed, 482.

Senate Bill No. 98—(McDonald and Jones)

Senate Bill No. 98. A Bill for an Act prohibiting the use of labor of inmates of the State Penitentiary and of county jails in any form of work not directly connected with or for the benefit of the penal institutions designated, providing a penalty and repealing all Acts or parts of Acts in conflict herewith.

Introduction, 154.
First and second reading, 154.
Reference, 155.
Reported back, 311.
Amended, 380.
Third reading, 433.
Indefinitely postponed, 1097.
Passed, 434.
Emergency clause carried, 434.
Returned by House, 1097.
House action, 1097.

Senate Bill No. 99—(Magnuson)

Senate Bill No. 99. A Bill for an Act to repeal Section 6513 of the Compiled Laws of North Dakota for 1913, providing for valued policy.

Introduction, 155.
First and second reading, 155.
Reference, 155.
Reported back, 451.
Indefinitely postponed, 482.

Senate Bill No. 100—(Judiciary)

Senate Bill No. 100. A Bill for an Act authorizing and directing the Secretary of State to give notice to domestic corporations of the date of expiration of period of duration of their corporate existence.

Introduction, 155.
First and second reading, 155.
Reference, 155.
Reported back, 179.
Third reading, 219.
Passed, 219.
Returned by House, 354, 410.
House action, 354.
Signed by President, 400.
Forwarded to Governor, 415.
Approved by Governor, 425.

Senate Bill No. 101—(Murphy)

Senate Bill No. 101. A Bill for an Act to amend and re-enact Section 4363 of the Compiled Laws of the State of North Dakota for the year 1913 relating to marriage license certificate.

Introduction, 160.
First and second reading, 160.
Reference, 160.
Reported back, 291.
Third reading, 317.
Passed, 317.
Returned by House, 425, 478.
House action, 425.
Signed by President, 457.
Forwarded to Governor, 514.
Approved by Governor, 565.

Senate Bill No. 102—(Magnuson)

Senate Bill No. 102. A Bill for an Act authorizing the school board of any school district and the township board of any civil township in the state whose property is not required by law to be insured against loss by fire or tornado by the State Fire and Tornado Fund to insure the property of such district and such township against loss in Mutual Fire Insurance Companies or in Old' Line Fire Insurance Companies.

Introduction, 160.
First and second reading, 160.
Reference, 160.
Reported back, 215, 1237.
Amended, 1237.
Third reading, 231, 1238.
Passed, 231, 1239.
Returned by House, 623.
House action, 1236.
Amended by House, 623.
Other action, 951, 960.
Conference committee, 996, 1238.
Signed by President, 1310.
Forwarded to Governor, 1389.

Senate Bill No. 103—(Erickson-Divide)

Senate Bill No. 103. A Bill for an Act authorizing and regulating the practice of naturopathy in the State of North Dakota.

Introduction, 165.
First and second reading, 165.
Reference, 165.
Reported back, 777.
Indefinitely postponed, 777.

Senate Bill No. 104—(Erickson-Divide)

Senate Bill No. 104. A Bill for an Act to amend and re-enact Section 463 of the Compiled Laws of the State of North Dakota for the year 1913, defining the meaning of the term practice of medicine with exemptions and exceptions.

Introduction, 165.
 First and second reading, 165.
 Reference, 165.
 Reported back, 744.
 Indefinitely postponed, 887.

Senate Bill No. 105—(Erickson-Divide)

Senate Bill No. 105. A Bill for an Act regulating the practice of osteopathy in the State of North Dakota.

Introduction, 172.
 First and second reading, 172.
 Reference, 172.
 Reported back, 726.
 Amended, 727.
 Third reading, 867, 1233.
 Passed, 868, 1234.
 Returned by House, 1185.
 Amended by House, 1185.
 Other action, 1233.
 Signed by President, 1345.
 Forwarded to Governor, 1383.

Senate Bill No. 106—(Erickson-Divide)

Senate Bill No. 106. A Bill for an Act to regulate the service of meals in places of business not entirely devoted to such service; repealing all Acts or parts of Acts in conflict herewith, and providing a penalty for the violation hereof.

Introduction, 172.
 First and second reading, 172.
 Reference, 172.
 Reported back, 398.
 Amended, 399, 419.
 Third reading, 419, 534.
 Indefinitely postponed, 420, 535.
 Other action, 399, 430.

Senate Bill No. 107—(Tax and Tax Laws)

Senate Bill No. 107. A Bill for an Act to amend and re-enact Sections 2, 3, 8 and 11 of Chapter 267 of the Session Laws of 1927, as amended by Chapter 282 of the Session Laws of 1931, pertaining to the Estate Tax. .

Introduction, 172.
 First and second reading, 172.
 Reference, 172, 276.
 Reported back, 254, 506.

Amended, 506, 536.
Third reading, 549, 1193.
Passed, 550, 1194.
Emergency clause carried, 550.
Returned by House, 995.
House action, 995.
Amended by House, 995.
Other action, 1044.
Signed by President, 1311.
Forwarded to Governor, 1387.

Senate Bill No. 108—(Matthaei)

Senate Bill No. 108. A Bill for an Act to repeal Sections 9232, 9233, 9234, 9235, 9237, 9239 and 9243 of the Compiled Laws of North Dakota, 1913, relating to acts prohibited on the first day of the week, defining Sabbath breaking, definition of the "day", and Acts of Sabbath breaking enumerated, defense in case other day is observed, and trades and employments prohibited.

Introduction, 173.
First and second reading, 173.
Reference, 173.
Reported back, 521.
Indefinitely postponed, 522.

Senate Bill No. 109—(Matthaei)

Senate Bill No. 109. A Bill for an Act to repeal Sections 9236, 9238, 9241A, 9242, and 9242A of the Supplement to the 1913 Compiled Laws of North Dakota, relating to servile labor on Sunday, prohibited sports on Sunday enumerated, Sunday dances, punishment for Sabbath breaking, and the emergency.

Introduction, 173.
First and second reading, 173.
Reference, 173.
Reported back, 520.
Indefinitely postponed, 520.

Senate Bill No. 110—(Matthaei)

Senate Bill No. 110. A Bill for an Act to repeal Section 9231 of the Compiled Laws of North Dakota, 1913, relating to theaters, open on Sunday, and penalty for violation thereof.

Introduction, 173.
First and second reading, 173.
Reference, 173.
Reported back, 695.
Indefinitely postponed, 696.

Senate Bill No. 111—(Matthaei)

Senate Bill No. 111. A Bill for an Act to repeal Section 10185B of the Supplement to the 1913 Compiled Laws of North Dakota relating to prohibiting smoking in specified places, and the penalties.

Introduction, 177.
 First and second reading, 177.
 Reference, 177.
 Reported back, 612.
 Third reading, 720.
 Passed, 720.
 Emergency clause carried, 720.
 Returned by House, 1047, 1117.
 House action, 1047.
 Signed by President, 1100.
 Forwarded to Governor, 1158.

Senate Bill No. 112—(Fowler)

Senate Bill No. 112. A Bill for an Act relating to the real estate series bonds of the State of North Dakota issued and outstanding at the time this Act takes effect; appropriating moneys to be used for the payment of interest of such bonds as a replacement for taxes which would otherwise have to be levied for the payment thereof; prohibiting the issuance of any more North Dakota real estate series bonds; prohibiting any further transfer of money under the provisions of sub-section "C" of Section 2976t15, Supplement to the Compiled Laws of 1913; transferring certain funds from the State Bridge Fund; repealing all Acts or Parts of Act in conflict with this Act and declaring an emergency to exist.

Introduction, 180.
 First and second reading, 180.
 Reference, 180.
 Reported back, 584.
 Indefinitely postponed, 585.

Senate Bill No. 113—(Brostuen)

Senate Bill No. 113. A Bill for an Act suspending and deferring the construction, building and improvement of all highways and highway projects in this state, except for necessary maintenance and repair and the completion of projects already begun and partially completed.

Introduction, 217.
 First and second reading, 217.
 Reference, 217.
 Reported back, 289.
 Amended, 289.
 Third reading, 366.
 Passed, 366.
 Emergency clause carried, 379.
 Returned by House, 1048, 1117.
 House action, 1048.
 Signed by President, 1100.
 Forwarded to Governor, 1158.

Senate Bill No. 114—(Bonzer)

Senate Bill No. 114. A Bill for an Act creating the office of State Highway Commissioner, defining his powers and duties, and fixing the compensation of said Commissioner, and repealing Chapter 153 of the Laws for 1931.

Introduction, 217.
 First and second reading, 217.
 Reference, 218.
 Reported back, 289.
 Amended, 313.
 Third reading, 313.
 Passed, 314.
 Emergency clause carried, 315.
 Returned by House, 410, 455.
 House action, 410.
 Signed by President, 422.
 Forwarded to Governor, 459.
 Approved by Governor, 565.

Senate Bill No. 115—(Marshall)

Senate Bill No. 115. A Bill for an Act to amend and reenact Section 7792 of the Compiled Laws of North Dakota for 1913, relating to the amount of costs on foreclosure of liens, and attorney's affidavits; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 223.
 First and second reading, 223.
 Reference, 223.
 Reported back, 292.
 Amended, 292.
 Third reading, 317.
 Passed, 318.
 Emergency clause carried, 318.
 Returned by House, 426, 478.
 House action, 426.
 Signed by President, 457.
 Forwarded to Governor, 514.
 Approved by Governor, 565.

Senate Bill No. 116—(Gronvold)

Senate Bill No. 116. A Bill for an Act authorizing the construction of a hospital for the insane, at Rugby, Pierce County, North Dakota, including the site therefor, and all connections, and providing for an appropriation therefor.

Introduction, 223.
 First and second reading, 223.
 Reference, 223.
 Other action, 329.
 Withdrawn, 329.

Senate Bill No. 117—(Whitman)

Senate Bill No. 117. A Bill for an Act providing for the regulation, supervision and licensing of the business of real estate broker; providing for a state real estate commissioner, and defining his powers and duties; and providing for the enforcement of this act and penalty for the violation thereof.

Introduction, 228.
First and second reading, 228.
Reference, 229.
Reported back, 429.
Indefinitely postponed, 430.

Senate Bill No. 118—(Whelan)

Senate Bill No. 118. A Bill for an Act to amend and re-enact Section 2079b1; Section 2079b2; Section 2079b3; Section 2079b5 and Section 2079b13, Supplement to the Compiled Laws of 1913.

Introduction, 229.
First and second reading, 229.
Reference, 229.
Reported back, 325, 1239.
Amended, 344.
Third reading, 365, 1239.
Passed, 366, 1240.
Emergency clause carried, 366.
Returned by House, 994.
House action, 994.
Amended by House, 994.
Other action, 1102.
Conference committee, 1117, 1239.
Signed by President, 1345.
Forwarded to Governor, 1383.

Senate Bill No. 119—(Gronvold)

Senate Bill No. 119. A Bill for an Act to repeal Sections 4799 and 4800 of the Compiled Laws for 1913, relating to the Prohibition to grant to, or use by any person of any free pass, frank or special privilege, and fixing the penalty for the violation thereof.

Introduction, 238.
First and second reading, 238.
Reference, 238.
Reported back, 290.
Indefinitely postponed, 290.

Senate Bill No. 120—(Magnuson)

Senate Bill No. 120. A Bill for an Act to amend and re-enact Section 4848a of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, authorizing the valuation of Bonds and other securities held by fire, life and

casualty insurance companies, assessment associations and fraternal beneficiary associations by the amortization method.

Introduction, 248.
First and second reading, 248.
Reference, 248.
Reported back, 358.
Third reading, 382, 1102.
Passed, 382, 1103.
Returned by House, 994.
House action, 994.
Amended by House, 994.
Other action, 1102.
Signed by President, 1179.
Forwarded to Governor, 1271.
Approved by Governor, 1328.

Senate Bill No. 121—(Murphy)

Senate Bill No. 121. A Bill for an Act to amend and reenact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

Introduction, 248.
First and second reading, 248.
Reference, 248.
Reported back, 311.
Third reading, 330.
Passed, 331.
Returned by House, 479.
House action, 479.
Other action, 543.
Signed by President, 525.
Forwarded to Governor, 569.
Approved by Governor, 660.

Senate Bill No. 122—(Bonzer)

Senate Bill No. 122. A Bill for an Act Repealing Section 1774a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, relating to the location at or near the City of Rugby in Pierce County, North Dakota, of the Asylum for the Insane, authorized by the amendment to the Constitution of North Dakota, which was approved by the electors of the State at the General Election in November, 1916.

Introduction, 248.
First and second reading, 248.
Reference, 249.
Indefinitely postponed, 1046.
Returned by House, 1046.
House action, 1046.
Other action, 340.

Senate Bill No. 123—(McDonald)

Senate Bill No. 123. A Bill for an Act to prohibit the

operation of gasoline filling stations unless operated by the owner or a bona fide employee or authorized attendant thereof, and providing for a penalty therefor.

Introduction, 256.
 First and second reading.
 Reference, 257.
 Reported back, 326.
 Amended, 326.
 Third reading, 344.
 Passed, 345.
 Returned by House, 1095.
 House action, 1095.
 Signed by President, 1190.
 Forwarded to Governor, 1273.
 Approved by Governor, 1327.

Senate Bill No. 124—(Banks and Banking)

Senate Bill No. 124. A Bill for an Act to amend and re-enact Section 17, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Introduction, 257.
 First and second reading, 257.
 Reference, 257.
 Reported back, 359.
 Amended, 359.
 Third reading, 383.
 Passed, 383.
 Returned by House, 995.
 House action, 996.
 Other action, 1058.
 Signed by President, 1042.
 Forwarded to Governor, 1071.

Senate Bill No. 125—(Banks and Banking)

Senate Bill No. 125. A Bill for an Act to amend and re-enact Section 37, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Introduction, 257.
 First and second reading, 257.
 Reference, 257.
 Reported back, 359.
 Amended, 360.
 Third reading, 383.
 Passed, 384.
 Emergency clause carried, 384.
 Returned by House, 995.
 House action, 995.
 Other action, 1059.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1159.

Senate Bill No. 126—(Banks and Banking)

Senate Bill No. 126. A Bill for an Act to amend and re-enact Subdivision 12, of Paragraph 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Introduction, 257.
First and second reading, 257.
Reference, 257.
Reported back, 360.
Amended, 360.
Third reading, 384, 1138.
Passed, 385, 1139.
Emergency clause carried, 385.
Returned by House, 1047.
House action, 1047.
Amended by House, 1047.
Other action, 1138.
Signed by President, 1283.
Forwarded to Governor, 1387.

Senate Bill No. 127—(Banks and Banking)

Senate Bill No. 127. A Bill for an Act to amend and re-enact Subdivision 8, of Section 7, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Introduction, 257.
First and second reading, 257.
Reference, 257.
Reported back, 360, 413.
Amended, 360, 413.
Third reading, 438.
Passed, 438.
Emergency clause carried, 438.
Returned by House, 1047, 1117.
House action, 1047.
Signed by President, 1100.
Forwarded to Governor, 1158.
Approved by Governor, 1327.

Senate Bill No. 128—(Banks and Banking)

Senate Bill No. 128. A Bill for an Act to amend and re-enact Section 19, of Chapter 94, of the Session Laws of 1931, relating to Building and Loan Associations of the State of North Dakota.

Introduction, 257.
First and second reading, 257.
Reference, 257.
Reported back, 361.
Amended, 361, 385.
Third reading, 385.
Passed, 386.
Emergency clause carried, 386.
Returned by House, 1048, 1117.

House action, 1048.
Signed by President, 1100.
Forwarded to Governor, 1158.
Approved by Governor, 1257.

Senate Bill No. 129—(Matthaei)

Senate Bill No. 129. A Bill for an Act requiring applicants, who seek to practice medicine, osteopathy, chiropractic, or to diagnose disease or ailment of the human body and to apply any therapeutic agent as a remedy for a fee, to take an examination in the Basic Sciences, providing for a Basic Science Board of Examiners, and prescribing their duties.

Introduction, 257.
First and second reading, 257.
Reference, 258.
Reported back, 693.
Amended, 693, 852.
Third reading, 852.
Indefinitely postponed, 1358.
Passed, 853.
Returned by House, 1358.
House action, 1358.

Senate Bill No. 130—(Atkins)

Senate Bill No. 130. A Bill for an Act to amend and re-enact Section 10251 Compiled Laws of North Dakota for the year 1913 relating to unlawful obligations in writing and declaring an emergency.

Introduction, 258.
First and second reading, 258.
Reference, 258.
Reported back, 577.
Amended, 577.
Third reading, 620, 1418.
Passed, 620, 1419.
Emergency clause carried, 620, 1419.
Returned by House, 1414.
House action, 1414.
Amended by House, 1414.
Other action, 1418.
Signed by President, 1463.

Senate Bill No. 131—(Bonzer)

Senate Bill No. 131. A Bill for an Act to provide and impose a gross tax on the gross operating receipts of power companies; defining the same; providing for furnishing information relative to such property; outlining the duties of the tax commissioner; state board of equalization; county auditors; and county treasurers; and fixing penalty for failure or neglect to report; providing that such tax shall be a lien tax and repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

Introduction, 270.
First and second reading, 270.
Reference, 270.
Reported back, 635.
Amended, 635.
Third reading, 749, 1439.
Passed, 750, 1439.
Emergency clause carried, 750.
Returned by House, 1412.
House action, 1412.
Amended by House, 1412.
Other action, 1436, 1437, 1438.
Signed by President, 1486.

Senate Bill No. 132—(Porter)

Senate Bill No. 132. A Bill for an Act to amend and re-enact Sections 2, 3, 4 and 5 of Chapter 166, of the Session Laws of the State of North Dakota for the year 1929 relating to taxes on motor fuel, its collection, report of sales, and distribution of revenue, the licensing and bonding of dealers, regulation of sales, revocation of licenses and providing a penalty.

Introduction, 270.
First and second reading, 270.
Reference, 271, 528.
Reported back, 470, 728, 843.
Amended, 470, 728.
Third reading, 874, 1417.
Passed, 874, 1418.
Returned by House, 1413.
House action, 1413.
Amended by House, 1413.
Other action, 1417.
Signed by President, 1463.

Senate Bill No. 133—(Tinnnes)

Senate Bill No. 133. A Bill for an Act to repeal Chapter 214, Session Laws 1931, being an act relating to the inspection, grading and labeling of potatoes and certain other products.

Introduction, 271.
First and second reading, 271.
Reference, 271.
Reported back, 394.
Indefinitely postponed, 394.

Senate Bill No. 134—(Tinnnes)

Senate Bill No. 134. A Bill for an Act making the Secretary of State the agent of non-residents using or operating motor vehicles on State Highways for the purpose of service of process on such non-residents in any action or proceeding against them growing out of the operation of motor vehicles on such highways, and providing how such process may be served.

Introduction, 271.
First and second reading, 271.
Reference, 271.
Reported back, 647.
Indefinitely postponed, 647.

Senate Bill No. 135—(Cain)

Senate Bill No. 135. A Bill for an Act to amend Section 10046 of the Compiled Laws of North Dakota for 1913 relating to the use of railroad tracks for highway purposes.

Introduction, 271.
First and second reading, 271.
Reference, 271.
Reported back, 634.
Third reading, 749, 1236.
Passed, 749, 1237.
Returned by House, 1185.
House action, 1185.
Amended by House, 1185.
Other action, 1233.
Signed by President, 1345.
Forwarded to Governor, 1383.

Senate Bill No. 136—(Judiciary)

Senate Bill No. 136. A Bill for an Act to amend and re-enact Sections 2, 3 and 6 of that certain measure passed and adopted by the people of North Dakota on November 8, 1932, submitted under initiative petition, reducing and fixing the salaries or compensation of the governor, lieutenant-governor, secretary of state, state auditor, state treasurer, attorney general, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, each commissioner of railroads, and reducing and fixing the salaries or compensation of all appointive state officials and members of all appointive state boards, bureaus and commissions provided for by law, and reducing and fixing the salaries or compensation of all deputies, assistants, secretaries, clerks and employees of all state officials, state boards, bureaus, and commissions, defining the persons and classes of persons whose salaries are reduced or fixed, to permit disposition of certain fees collected and charged in the manner provided by law at the time of the enactment of said initiated measure, specifying the time when this act shall take effect, and repealing all acts or parts of acts insofar as they conflict herewith, and declaring an emergency.

Introduction, 271.
First and second reading, 271.
Reference, 272.
Reported back, 396.
Amended, 396.
Third reading, 432.
Indefinitely postponed, 433.
Other action, 456.

Senate Bill No. 137—(Indergaard and Trovotten)

Senate Bill No. 137. A Bill for an Act to amend and re-enact Section 10145b6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and to permit the administration of intoxicating liquors by physicians and dentists.

Introduction, 272.
 First and second reading, 272.
 Reference, 272.
 Reported back, 324.
 Third reading, 342.
 Passed, 342.
 Returned by House, 479.
 House action, 479.
 Other action, 543.
 Signed by President, 525.
 Forwarded to Goernorv, 569.
 Approved by Governor, 627.

Senate Bill No. 138—(Indergaard and Trovotten)

Senate Bill No. 138. A Bill for an Act to amend and re-enact Sections 507, 508, 511 and 512 of the Compiled Laws of 1913, and Sections 509 and 510 of the 1925 Supplement to Compiled Laws of 1913, and to provide that unprofessional conduct shall be grounds for revocation of dentist's license.

Introduction, 272.
 First and second reading, 272.
 Reference, 272.
 Reported back, 355.
 Amended, 355, 381.
 Third reading, 381.
 Passed, 381.
 Returned by House, 479.
 House action, 479.
 Other action, 543.
 Signed by President, 525.
 Forwarded to Governor, 569.
 Approved by Governor, 611.

Senate Bill No. 139—(Jones)

Senate Bill No. 139. A Bill for an Act to amend and re-enact Chapter 168 of the Session Laws of North Dakota for the year 1929, relating to the number of aldermen in cities; and declaring an emergency.

Introduction, 272.
 First and second reading, 272.
 Reference, 272, 293.
 Reported back, 394.
 Amended, 395.
 Third reading, 416.
 Emergency clause carried, 416.
 Returned by House, 711.

House action, 711.
 Other action, 925.
 Signed by President, 898.
 Forwarded to Governor, 943.
 Approved by Governor, 976.

Senate Bill No. 140—(Jones)

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 3583 of the Compiled Laws of North Dakota for the year 1913, relating to term of office of aldermen.

Introduction, 272.
 First and second reading, 272.
 Reference, 272.
 Reported back, 449.
 Amended, 477.
 Third reading, 477, 1420.
 Passed, 478, 1412.
 Emergency clause carried, 478, 1420.
 Returned by House, 1413.
 House action, 1413.
 Amended by House, 1413.
 Other action, 1420.
 Signed by President, 1463.

Senate Bill No. 141—(Whitman)

Senate Bill No. 141. A Bill for an Act to secure the attendance of witnesses from without the state, and to provide for the attendance without the state of witnesses residing within this state, in criminal cases and providing for the exemption of such witnesses, while in attendance, from arrest and service of process.

Introduction, 284.
 First and second reading, 284.
 Reference, 284.
 Reported back, 398.
 Amended, 398.
 Third reading, 417.
 Passed, 418.
 Returned by House, 1095.
 House action, 1095.
 Signed by President, 1190.
 Forwarded to Governor, 1272.
 Approved by Governor, 1327.

Senate Bill No. 142—(Whelan)

Senate Bill No. 142. A Bill for an Act to amend and re-enact Section 3543 of the Compiled Laws of the State of North Dakota for the year 1913.

Introduction, 284.
 First and second reading, 284.
 Reference, 284, 431.

Reported back, 672.
 Amended, 672.
 Third reading, 831.
 Passed, 832.
 Returned by House, 1220.
 House action, 1220.
 Conference committee, 1492.
 Signed by President, 1285.
 Forwarded to Governor, 1385.

Senate Bill No. 143—(Matthaei)

Senate Bill No. 143. A Bill for an Act to amend and re-enact Sections 189B3 and 189B17, of the Supplement to the 1913 Compiled Laws of North Dakota, and to amend and re-enact Sections 189B5, 189B7, 189B8, 189B9, 189B10, 189B11, 819B13, 189B15, 189B20, 189B21, 189B22, 189B25, 189B29 and 189B30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, as amended by Sections 1, 2, 3, 4, 6, 9, 11, 12, 13, 14, 15, 17, 18 and 19, respectively by the 1931 Session Laws of the State of North Dakota; and to repeal Sections 5, 7 and 8 of Chapter 170 of the Session Laws of North Dakota for 1931, and all other Acts and parts of Acts in conflict herewith; relating to State Hail Insurance, providing for collection of hail indemnity insurance, and giving notice of priority of hail indemnity tax liens; providing for writing hail protection, defining duty of assessors; providing for collection of taxes, fixing amount, and providing for adjustment of claims of indemnity; and abatement of hail indemnity tax and correction of records, and declaring an emergency.

Introduction, 284.
 First and second reading, 284.
 Reference, 284.
 Reported back, 524.
 Amended, 524, 652.
 Third reading, 653, 1497.
 Passed, 654, 1497.
 Emergency clause carried, 654, 1497.
 Returned by House, 1401.
 House action, 1401.
 Amended by House, 1401.
 Other action, 1381, 1450, 1466, 1486, 1495, 1496.
 Conference committee, 1382, 1467, 1482, 1486.
 Signed by President, 1524.

Senate Bill No. 144—(Bangert)

Senate Bill No. 144. A Bill for an Act prohibiting the practice of law within the State of North Dakota by any corporation; and by any person not admitted to practice under the rules of the Supreme Court or license to practice under the law of this state; and prescribing a penalty for violation of this Act.

Introduction, 284.
 First and second reading, 284.

Reference, 284.
 Reported back, 398.
 Third reading, 418.
 Indefinitely postponed, 1098.
 Passed, 419.
 Returned by House, 1098.
 House action, 1098.

Senate Bill No. 145—(Miklethun)

Senate Bill No. 145. A Bill for an Act providing for the depositing and keeping of all earnings from municipally owned electric light, power and steam heating plants in a separate fund of the municipality, transferring earnings on hand to said fund, regulating expenditures, transfers and investments from such fund, and repealing conflicting laws.

Introduction, 293.
 First and second reading, 293.
 Reference, 293.
 Reported back, 508.
 Third reading, 550.
 Passed, 551.
 Returned by House, 1182.
 House action, 1182.
 Signed by President, 1285.
 Forwarded to Governor, 1385.

Senate Bill No. 146—(Greene)

Senate Bill No. 146. A Bill for an Act amending and re-enacting in part Chapter 200 Session Laws 1919 (Supp. Compiled Laws 1913, Section 1346), providing that upon being petitioned in writing by a majority of the school directors of the county, the board of county commissioners may, in its discretion, employ a physician and nurse whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending the said schools. Also to provide that the school board or board of education of any school corporation in the state when petitioned by a majority of the persons having children attending the schools of the district may, in its discretion, employ one or more physicians or nurses to inspect and examine at least, once annually, all children enrolled in the public schools of the district.

Introduction, 293.
 First and second reading, 293.
 Reference, 294.
 Reported back, 574.
 Third reading, 618.
 Passed, 619.
 Returned by House, 996.
 House action, 996.
 Other action, 1059.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1159.

Senate Bill No. 147—(Greene)

Senate Bill No. 147. A Bill for an Act amending and re-enacting Chapter 53 Session Laws 1921 (Supp. Compiled Laws of 1913, Section 1136), providing for the appointment by the county superintendent of counties having fifty or more teachers, of deputies whose salaries shall be fixed by the county commissioners of the counties in which such appointments are made.

Introduction, 294.
First and second reading, 294.
Reference, 294.
Reported back, 640.
Third reading, 751.
Indefinitely postponed, 994.
Passed, 751.
Returned by House, 994.
House action, 994.

Senate Bill No. 148—(McDonald)

Senate Bill No. 148. A Bill for an Act to amend and re-enact Section 3756a2 of the 1925 Supplement to the Compiled Laws of 1913 of North Dakota, relating to city zoning districts.

Introduction, 294.
First and second reading, 294.
Reference, 294.
Reported back, 448.
Indefinitely postponed, 448.

Senate Bill No. 149—(Trout)

Senate Bill No. 149. A Bill for an Act repealing Chapter 242 of the Session Laws of North Dakota for the year 1927.

Introduction, 294.
First and second reading, 294.
Reference, 294.
Reported back, 509.
Third reading, 552.
Passed, 553.
Returned by House, 996.
House action, 996.
Other action, 1059.
Signed by President, 1043.
Forwarded to Governor, 1071.
Approved by Governor, 1160.

Senate Bill No. 150—(Erickson of Kidder)

Senate Bill No. 150. A Bill for an Act to repeal Sections 7692, 7693 and 7694 of the Compiled Laws of North Dakota for the year 1913, relating to the renewal of judgments.

Introduction, 294.
 First and second reading, 294.
 Reference, 294.
 Reported back, 523.
 Amended, 523.
 Third reading, 561.
 Indefinitely postponed, 993.
 Passed, 561.
 Returned by House, 993.
 House action, 993.

Senate Bill No. 151—(Fowler and Matthaiei)

Senate Bill No. 151. A Bill for an Act to amend and re-enact Sections 1, 2 and 3 of that certain initiated law adopted by the voters of the State of North Dakota at the primary election held June 29, 1932, entitled as follows: "An act prohibiting corporation farming and relating to corporations acquiring and holding real estate not necessary in the operation of their business, and to legalize the title and ownership of any real estate acquired since the approval and adoption of said initiated law, and declaring an emergency."

Introduction, 294.
 First and second reading, 294.
 Reference, 294.
 Reported back, 540.
 Amended, 540.
 Third reading, 586.
 Passed, 587.
 Emergency clause carried, 587.
 Returned by House, 1210.
 House action, 1210.
 Signed by President, 1287.
 Forwarded to Governor, 1389.

Senate Bill No. 152—(Patten and Greene)

Senate Bill No. 152. A Bill for an Act repealing subdivision 5 section 1549 Compiled Laws 1913, prescribing the object and departments of the University of North Dakota.

Introduction, 294.
 First and second reading, 294.
 Reference, 295.
 Reported back, 639.
 Third reading, 750.
 Indefinitely postponed, 993.
 Passed, 751.
 Returned by House, 993.
 House action, 993.

Senate Bill No. 153—(Patten and Greene)

Senate Bill No. 153. A Bill for an Act to amend and re-enact Section 1610 Compiled Laws 1913, prescribing the course of instruction given in the State Agricultural College, and repealing the item "military tactics".

Introduction, 295.
First and second reading, 295.
Reference, 295.
Reported back, 639.
Indefinitely postponed, 639.

Senate Bill No. 154—(Thorson)

Senate Bill No. 154. A Bill for an Act creating a Federated, Legislative, Co-operative Agricultural Association by co-operation with other surplus producing states of the Union, describing the manner of forming the same, the purposes thereof, making an appropriation therefor, and declaring an emergency.

Introduction, 312.
First and second reading, 312.
Reference, 312.
Reported back, 393, 517.
Amended, 394, 517.
Third reading, 555.
Indefinitely postponed, 993.
Passed, 556.
Emergency clause carried, 556.
Returned by House, 993.
House action, 993.

Senate Bill No. 155—(Olson)

Senate Bill No. 155. A Bill for an Act repealing Chapter 32a, being Sections 5235a1 to 5235a26 inclusive, Supplement to the Compiled Laws of North Dakota for the year, 1913, relating to the Securities Commission.

Introduction, 312.
First and second reading, 312.
Reference, 312.
Reported back, 473.
Indefinitely postponed, 473.

Senate Bill No. 156—(Cain)

Senate Bill No. 156. A Bill for an Act to amend and re-enact Chapter 100 of the Session Laws of the State of North Dakota for the year 1931 relating to the bonds required of contractors on public improvements.

Introduction, 312.
First and second reading, 312.
Reference, 312.
Reported back, 359.
Third reading, 436.
Passed, 436.
Emergency clause carried, 436.
Returned by House, 1095.
House action, 1095.
Signed by President, 1190.
Forwarded to Governor, 1272.
Approved by Governor, 1328.

Senate Bill No. 157—(Cain)

Senate Bill No. 157. A Bill for an Act relating to the compensation and expenses of all inspectors, field men, appraisers, and collectors in the farm loan department of the Bank of North Dakota.

Introduction, 312.
First and second reading, 312.
Reference, 312.
Reported back, 680.
Indefinitely postponed, 680.

Senate Bill No. 158—(McDonald)

Senate Bill No. 158. A Bill for an Act to amend and re-enact Section 396a17 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, being Section 17 of Chapter 162 of the Laws of North Dakota for 1919 relating to appeals from the decisions of the Workmen's Compensation Bureau.

Introduction, 312.
First and second reading, 312.
Reference, 313.
Reported back, 429.
Amended, 476.
Third reading, 476.
Indefinitely postponed, 994.
Passed, 477.
Returned by House, 994.
House action, 994.

Senate Bill No. 159—(Tinnes)

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Section 4609c2 of the Supplement to the 1913 Compiled Laws of North Dakota relating to public utilities.

Introduction, 318.
First and second reading, 318.
Reference, 318.
Reported back, 670.
Indefinitely postponed, 670.

Senate Bill No. 160—(Bangert)

Senate Bill No. 160. A Bill for an Act to amend and re-enact Section 1147 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 relating to the organization of new common school districts.

Introduction, 321.
First and second reading, 321.
Reference, 321.
Reported back, 508.
Third reading, 551.

Indefinitely postponed, 1047.
 Passed, 552.
 Returned by House, 1047.
 House action, 1047.

Senate Bill No. 161—(Brostuen)

Senate Bill No. 161. A Bill for an Act to amend and re-enact Sections 8247a1, 8247a3 and 8247a10 Supplement to the Compiled Laws of North Dakota, 1913, relating to Irrigation Districts, the qualifications of Directors of such Districts, the voting places at elections of Directors held therein, and fixing the time of holding meetings of Board of Directors of such Districts.

Introduction, 321.
 First and second reading, 321.
 Reference, 321.
 Reported back, 474.
 Amended, 474.
 Third reading, 531.
 Passed, 531.
 Returned by House, 1182.
 House action, 1182.
 Signed by President, 1311.
 Forwarded to Governor, 1388.

Senate Bill No. 162—(Whitman)

Senate Bill No. 162. A Bill for an Act to amend and re-enact Section 3839 of the Compiled Laws of 1913, relating to cities under commission form of government, and declaring an emergency.

Introduction, 321.
 First and second reading, 321.
 Reference, 322.
 Reported back, 448.
 Indefinitely postponed, 448.

Senate Bill No. 163—(Appropriations)

Senate Bill No. 163. A Bill for an Act to provide for the apportionment of the expense of auditing and examining the affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, Bank of North Dakota, including Farm Loan Department, the State Hail Insurance Fund, and the Workmen's Compensation Bureau of the State of North Dakota by the State Board of Auditors pursuant to the Initiated Measure approved November 2, 1920, and Chapter 143 of the Session Laws of 1923, and providing a fund for the payment of such expense.

Introduction, 322.
 First and second reading, 322.
 Reference, 322.
 Reported back, 648, 738.

Third reading, 825.
Passed, 826.
Returned by House, 1210.
House action, 1210.
Signed by President, 1310.
Forwarded to Governor, 1388.

Senate Bill No. 164—(Regeth)

Senate Bill No. 164. A Bill for an Act to amend and re-enact Sections 992, 993, 994, 995 and 996 of the Compiled Laws of 1913, as amended by Chapter 136, Session Laws of North Dakota for the year 1931.

Introduction, 330.
First and second reading, 330.
Reference, 330.
Reported back, 609.
Amended, 610.
Third reading, 818, 1457.
Passed, 819, 1458.
Returned by House, 1413.
House action, 1413.
Amended by House, 1413.
Other action, 1424, 1457.
Conference committee, 1425, 1440.
Signed by President, 1487.

Senate Bill No. 165—(Trout)

Senate Bill No. 165. A Bill for an Act amending and re-enacting Chapter 175, Session Laws of North Dakota for the year 1929.

Introduction, 332.
First and second reading, 332.
Reference, 333.
Reported back, 474.
Amended, 474, 530, 1446.
Third reading, 530, 1446.
Passed, 531, 1446.
Emergency clause carried, 531.
Returned by House, 1414.
House action, 1414.
Amended by House, 1414.
Other action, 1421, 1440, 1445.
Conference committee, 1421, 1434.
Signed by President, 1487.

Senate Bill No. 166—(McDonald)

Senate Bill No. 166. A Bill for an Act authorizing and empowering the Governor to appoint a commission consisting of three persons to investigate and report to the next legislative assembly convening in the State, the advisability of the State providing a State Printing Plant, the plans for constructing and equipping the same, and the probable cost to the state of such a construction; together with the advice

and recommendation of said commission upon each feature thereof; and making an appropriation for the necessary expenditures of the same in the sum of one hundred dollars.

Introduction, 333.
 First and second reading, 333.
 Reference, 333.
 Reported back, 453.
 Third reading, 484.
 Indefinitely postponed, 1097.
 Passed, 485.
 Returned by House, 1097.
 House action, 1097.

Senate Bill No. 167—(Appropriations)

Senate Bill No. 167. A Bill for an Act making an appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; providing for reports and deductions.

Introduction, 333.
 First and second reading, 333.
 Reference, 333.
 Reported back, 471.
 Amended, 471, 1348.
 Third reading, 528, 1349.
 Passed, 528, 1349.
 Returned by House, 1185.
 Amended by House, 1185.
 Other action, 1329, 1349, 1400, 1433.
 Conference committee, 1242, 1296, 1329, 1348.
 Signed by President, 1406.

Senate Bill No. 168—(Martin)

Senate Bill No. 168. A Bill for an Act to amend and re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the year 1919, known as the Workmen's Compensation Act, relating to review and appeals from decisions of the Workmen's Compensation Bureau; and providing for the repeal of all acts and parts of acts in conflict herewith, and making the same an emergency measure.

Introduction, 333.
 First and second reading, 333.
 Reference, 333.
 Reported back, 518.
 Indefinitely postponed, 519.

Senate Bill No. 169—(Jones and Burkhart)

Senate Bill No. 169. A Bill for an Act to provide for liens in favor of hospitals and other charitable institutions furnishing care, treatment and maintenance, of persons injured in accidents, not subject to the provisions of the Workmen's Compensation Act of North Dakota, for the reasonable value of the services so rendered, upon the rights of action, claims or demands of such injured

persons, or judgments recovered thereon, against other persons or corporations, liable in tort for damages, on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands; and upon and against the insurer of such tortfeasor or tortfeasors; and upon insurance held by the injured person, and providing for constructive notice upon such insurers, tortfeasors and their insurers, if any, by a filing of a lien statement with the Clerk of the District Court of the county in which such services are rendered.

Introduction, 340.
 First and second reading, 340.
 Reference, 341.
 Reported back, 704.
 Amended, 705.
 Third reading, 856.
 Passed, 857.
 Emergency clause carried, 857.
 Returned by House, 1288.
 House action, 1288.
 Signed by President, 1346.
 Forwarded to Governor, 1384.

Senate Bill No. 170—(Marshall)

Senate Bill No. 170. A Bill for an Act to amend and re-enact Section 8073 of the Compiled Laws of North Dakota for the year 1913, authorizing foreclosure of real estate mortgages by advertisement by restricting the remedy of foreclosure by advertisement to mortgages executed to the Manager of the Bank of North Dakota and by him assigned to the State Treasurer of the State of North Dakota, as trustee for the State of North Dakota, and mortgages negotiated by the Board of University and School Lands to the State of North Dakota, as mortgagee; providing a saving clause and declaring an emergency.

Introduction, 341.
 First and second reading, 341.
 Reference, 341.
 Reported back, 397.
 Amended, 397.
 Third reading, 417.
 Passed, 417.
 Emergency clause carried, 417.
 Returned by House, 1221.
 House action, 1221.
 Signed by President, 1286.
 Forwarded to Governor, 1389.

Senate Bill No. 171—(Bonzer and Bangert)

Senate Bill No. 171. A Bill for an Act authorizing patrons and users to petition for reduction of public utility rates, authorizing negotiations touching such rates, pro-

viding for summary reduction of the same, relating to hearings and investigations; and relating to revaluation of property of public utility companies and corporations by the Board of Railroad Commissioners; relating to payment of expenses of such hearings, investigations, and revaluations and the method of assessing and collecting the same; and repealing all Acts or parts of Acts in conflict herewith.

Introduction, 341.
 First and second reading, 341.
 Reference, 341.
 Reported back, 705.
 Amended, 706, 858.
 Third reading, 858, 1313.
 Passed, 859, 1314.
 Returned by House, 1288.
 Amended by House, 1289.
 Other action, 1313.
 Signed by President, 1405.

Senate Bill No. 172—(Miklethun)

Senate Bill No. 172. A Bill for an Act to amend and re-enact Sections 3627 of the Compiled Laws of the State of North Dakota for the year 1913, providing for the filing of claims against cities.

Introduction, 341.
 First and second reading, 341.
 Reference, 341.
 Reported back, 670.
 Amended, 670.
 Third reading, 820.
 Indefinitely postponed, 1046.
 Passed, 820.
 Returned by House, 1046.
 House action, 1046.

Senate Bill No. 173—(Whitman)

Senate Bill No. 173. A Bill for an Act for the removal and conveyance of non-resident poor persons to their place of residence.

Introduction, 341.
 First and second reading, 341.
 Reference, 341.
 Reported back, 647.
 Indefinitely postponed, 648.

Senate Bill No. 174—(Jones)

Senate Bill No. 174. A Bill for an Act to amend and re-enact Section 2508 of the Compiled Laws of North Dakota for 1913, and declaring an emergency.

Introduction, 341.
 First and second reading, 341.
 Reference, 342.

Reported back, 453.
 Amended, 453.
 Third reading, 527.
 Indefinitely postponed, 1181.
 Passed, 527.
 Emergency clause carried, 527.
 Returned by House, 1181.
 House action, 1181.

Senate Bill No. 175—(Magnuson and Lynch)

Senate Bill No. 175. A Bill for an Act to permit mutual cyclone and tornado insurance companies to insure its members against fire or lightning.

Introduction, 342.
 First and second reading, 342.
 Reference, 342.
 Reported back, 452.
 Amended, 452.
 Third reading, 482.
 Passed, 483.
 Emergency clause carried, 483.
 Returned by House, 1095.
 House action, 1095.
 Signed by President, 1179.
 Forwarded to Governor, 1271.

Senate Bill No. 176—(Tinnes)

Senate Bill No. 176. A Bill for an Act to amend and reenact Subdivisions 1, 2, 3, 4, of Section 7 of Chapter 297 of the Session Laws of 1931, relating to the limitation of tax levies of school districts, and repealing all Acts and parts of Acts in conflict herewith.

Introduction, 348.
 First and second reading, 348.
 Reference, 348.
 Reported back, 428.
 Indefinitely postponed, 428.

Senate Bill No. 177—(Wog)

Senate Bill No. 177. A Bill for an Act to amend and reenact Chapter 241, Session Laws 1927, relating to the compensation of school treasurers in common and consolidated districts.

Introduction, 348.
 First and second reading, 348.
 Reference, 349.
 Reported back, 449, 481.
 Amended, 481.
 Third reading, 481, 1140.
 Passed, 481, 1141.
 Returned by House, 1047.
 House action, 1047.

Amended by House, 1047.
 Other action, 1140.
 Signed by President, 1283.
 Forwarded to Governor, 1387.

Senate Bill No. 178—(Miklethun)

Senate Bill No. 178. A Bill for an Act to amend and re-enact Chapter 116 of the Laws of North Dakota for the year 1929, as amended by Chapter 134 of the laws of North Dakota for the year 1931, creating a State Superintendent of Criminal Identification, establishing who shall be superintendent thereof, fixing and defining his powers and duties, providing for the payment of his salary and expenses, and providing for the duties of sheriffs and state's attorneys in the operation thereof, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 349.
 First and second reading, 349.
 Reference, 349.
 Reported back, 697.
 Third reading, 853.
 Passed, 854.
 Emergency clause carried, 854.
 Returned by House, 1184.
 House action, 1184.
 Signed by President, 1311.
 Forwarded to Governor, 1387.

Senate Bill No. 179—(Burkhart)

Senate Bill No. 179. A Bill for an Act Directing the Board of Administration to cut out duplication and to coordinate courses of study in our state Educational Institutions in accordance with the Peik Report of 1930.

Introduction, 364.
 First and second reading, 364.
 Reference, 364.
 Reported back, 767.
 Amended, 767.
 Third reading, 894.
 Passed, 895.
 Emergency clause carried, 895.
 Returned by House, 1095.
 House action, 1095.
 Signed by President, 1189.
 Forwarded to Governor, 1271.
 Approved by Governor, 1328.

Senate Bill No. 180—(Jones)

Senate Bill No. 180. A Bill for an Act to amend and re-enact Section 1 of Chapter 110 of the Session Laws of 1927, relating to limit of property that may be acquired by Fraternal Corporations.

Introduction, 364.
 First and second reading, 364.
 Reference, 364.
 Reported back, 473.
 Amended, 473.
 Third reading, 528.
 Passed, 529.
 Returned by House, 1221.
 House action, 1221.
 Signed by President, 1286.
 Forwarded to Governor, 1390.

Senate Bill No. 181—(Stucke)

Senate Bill No. 181. A Bill for an Act to amend and reenact Section 5446 of the Compiled Laws of the State of North Dakota for 1913, relating to transferability and survivability of things in action.

Introduction, 364.
 First and second reading, 364.
 Reference, 364.
 Reported back, 645.
 Third reading, 880.
 Indefinitely postponed, 1289.
 Passed, 880.
 Returned by House, 1289.
 House action, 1289.

Senate Bill No. 182—(Stucke)

Senate Bill No. 182. A Bill for an Act to amend and reenact Section 8325 of the Compiled Laws of the State of North Dakota for 1913, relating to actions arising out of personal injury or death resulting from wrongful acts.

Introduction, 364.
 First and second reading, 364.
 Reference, 364.
 Reported back, 646.
 Third reading, 802.
 Indefinitely postponed, 1179.
 Passed, 802.
 Returned by House, 1179.
 House action, 1179.

Senate Bill No. 183—(Erickson of Kidder)

Senate Bill No. 183. A Bill for an Act to amend and reenact Section 2212 of the 1925 Supplement to the Compiled Laws of 1913 of the State of North Dakota, as amended by Chapter 121 of the Laws of 1931, relating to the duties of the county auditor and the register of deeds, and requirements of the transfer of real property as to taxes, deeds, and other instruments of conveyance, and declaring an emergency exists.

Introduction, 364.

First and second reading, 364.
 Reference, 365.
 Withdrawn, 712.

Senate Bill No. 184—(Erickson of Kidder)

Senate Bill No. 184. A Bill for an Act to amend and re-enact Section 3511 of the Compiled Laws of North Dakota for the year 1913, relating to the fees charged by the register of deeds, and furnishing certified abstracts of title to real estate and chattel mortgage and lien abstracts; and amending and re-enacting Section 2 of Chapter 253 of Session Laws of 1923, and the same being Section 6750a of the 1925 Supplement to the Compiled Laws of 1913; and disposal of satisfied and cancelled instruments.

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Introduction, 365.
 First and second reading, 365.
 Reference, 365, 711, 712.
 Reported back, 730.
 Amended, 730.
 Third reading, 872.
 Indefinitely postponed, 1181.
 Passed, 873.
 Returned by House, 1181.
 House action, 1181.
 Other action, 712.

Senate Bill No. 185—(Burkhart)

Senate Bill No. 185. A Bill for an Act to amend and re-enact Section 1866A4 and repeal Section 1866A6, Supplement to the Compiled Laws of 1913, relating to the Northwest Agricultural Livestock and Fair Association, and declaring an emergency.

Introduction, 368.
 First and second reading, 368.
 Reference, 368.
 Reported back, 520.
 Amended, 520.
 Third reading, 560.
 Indefinitely postponed, 1512.
 Passed, 560.
 Emergency clause carried, 560.
 Returned by House, 1512.
 House action, 1512.

Senate Bill No. 186—(Wog)

Senate Bill No. 186. A Bill for an Act permitting the purchaser or mortgagor in a conditional sales contract or purchase mortgage to make good the default within a reasonable time.

Introduction, 368.
 First and second reading, 368.
 Reference, 368.
 Reported back, 692.
 Amended, 692.
 Third reading, 851.
 Passed, 851.
 Emergency clause carried, 851.
 Returned by House, 1183.
 House action, 1183.
 Signed by President, 1285.
 Forwarded to Governor, 1385.

Senate Bill No. 187—(Olson)

Senate Bill No. 187. A Bill for an Act to amend and re-enact Section 5207 Compiled Laws of North Dakota for the year 1913, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Introduction, 368.
 First and second reading, 368.
 Reference, 369, 404, 525.
 Reported back, 471, 772.
 Third reading, 899.
 Indefinitely postponed, 900.

Senate Bill No. 188—(Olson)

Senate Bill No. 188. A Bill for an Act to amend and re-enact Section 5219 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 93 Session Laws, 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Introduction, 369.
 First and second reading, 369.
 Reference, 369, 404.
 Reported back, 472, 773.
 Amended, 909.
 Third reading, 909.
 Indefinitely postponed, 910.

Senate Bill No. 189—(Olson)

Senate Bill No. 189. A Bill for an Act to amend and re-enact Section 5206 Compiled Laws of North Dakota for the year 1913, as amended by Chapter 250 Session Laws of 1929, and Chapter 93 of Session Laws 1931, relating to the organization, government and operation of annuity, safe deposit, surety and trust companies within the State of North Dakota.

Introduction, 369.
 First and second reading, 369.
 Reference, 369, 404, 525.

Reported back, 472, 773.
Amended, 910.
Third reading, 910.
Indefinitely postponed, 911.

Senate Bill No. 190—(McDonald and Jones)

Senate Bill No. 190. A Bill for an Act to amend and re-enact Section 17 of Chapter 101 of the Session Laws of North Dakota for 1927.

Introduction, 369.
First and second reading, 369.
Reference, 369.
Reported back, 612.
Third reading, 721.
Passed, 721.
Returned by House, 1096.
House action, 1096.
Signed by President, 1189.
Forwarded to Governor, 1272.
Approved by Governor, 1328.

Senate Bill No. 191—(McDonald and Jones)

Senate Bill No. 191. A Bill for an Act to prohibit barbering on Sunday, and providing a penalty therefor.

Introduction, 369.
First and second reading, 369.
Reference, 369.
Reported back, 612.
Third reading, 721.
Indefinitely postponed, 722 .

Senate Bill No. 192—(McDonald and Jones)

Senate Bill No. 192. A Bill for an Act to require barber shops to have an adequate supply of water for sanitary purposes, and providing a penalty for failure to do so.

Introduction, 369.
First and second reading, 369.
Reference, 369.
Reported back, 613.
Third reading, 722.
Indefinitely postponed, 723.

Senate Bill No. 193—(McDonald and Jones)

Senate Bill No. 193. A Bill for an Act to amend and re-enact Section 18 of Chapter 101 of the Session Laws of North Dakota for 1927, as amended by Chapter 98 of the Session Laws of North Dakota for 1931.

Introduction, 369.
First and second reading, 369.

Reference, 370.
Reported back, 613.
Report not adopted, 613.

Senate Bill No. 194—(Magnuson)

Senate Bill No. 194. A Bill for an Act to amend and re-enact Chapter 268, Session Laws of 1931, relating to the North Dakota Mill and Elevator Association.

Introduction, 370.
First and second reading, 370.
Reference, 370, 456.
Reported back, 585.
Third reading, 651.
Passed, 652.
Emergency clause carried, 652.
Returned by House, 1185.
House action, 1185.
Signed by President, 1262.
Forwarded to Governor, 1273.
Approved by Governor, 1327.

Senate Bill No. 195—(Magnuson)

Senate Bill No. 195. A Bill for an Act to amend, re-enact and construe, Sections 368a1, 368a2 and 368a4, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Industrial Commission.

Introduction, 370.
First and second reading, 370.
Reference, 370, 456.
Reported back, 585.
Third reading, 654.
Passed, 655.
Emergency clause carried, 655.
Returned by House, 1185.
House action, 1185.
Signed by President, 1262.
Forwarded to Governor, 1273.
Approved by Governor, 1327.

Senate Bill No. 196—(Magnuson)

Senate Bill No. 196. A Bill for an Act to amend and re-enact Section 5192a1, Supplement to the 1913 Compiled Laws of North Dakota, relating to the Bank of North Dakota.

Introduction, 375.
First and second reading, 375.
Reference, 375, 456.
Reported back, 585.
Third reading, 655.
Indefinitely postponed, 1513.
Passed, 655.
Emergency clause carried, 655.
Returned by House, 1513.
House action, 1513.

Senate Bill No. 197—(Marshall)

Senate Bill No. 197. A Bill for an Act to amend and re-enact Section 1 of Chapter 231, Session Laws of North Dakota for the year 1927, authorizing and empowering the Board of Railroad Commissioners to appoint examiners for the purpose of holding hearings, and prescribing the powers and duties of such examiners.

Introduction, 375.
First and second reading, 375.
Reference, 375.
Reported back, 547.
Amended, 547.
Third reading, 591.
Passed, 591.
Returned by House 1210.
House action, 1210.
Signed by President, 1310.
Forwarded to Governor, 1388.

Senate Bill No. 198—(Stucke)

Senate Bill No. 198. A Bill for an Act to amend and re-enact Section 2, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, State Seed Commissioner and his agents and employees, investing his and their appointment in the president of the North Dakota Agricultural College, subject to approval of the Board of Administration, and to declare an emergency.

Introduction, 375.
First and second reading, 375.
Reference, 375.
Reported back, 545.
Indefinitely postponed, 545.

Senate Bill No. 199—(Stucke)

Senate Bill No. 199. A Bill for an Act to amend and re-enact Section 1, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, State Seed Department, transferring the department and equipment thereof to the North Dakota Agricultural College and establishing the State Seed Department with its headquarters at the North Dakota Agricultural College, Fargo, North Dakota, as a part of the North Dakota Agricultural College, and declaring an emergency.

Introduction, 375.
First and second reading, 375.
Reference, 376.
Reported back, 542.
Indefinitely postponed, 542.

Senate Bill No. 200—(Stucke)

Senate Bill No. 200. A Bill for an Act to amend and re-enact Section 5, Chapter 258 of the Session Laws of

the State of North Dakota for the year 1931, Official Laboratories, directing the President of the North Dakota Agricultural College to provide laboratories and offices for the proper execution of the work of the State Seed Department, and declaring an emergency.

Introduction, 376.
First and second reading, 376.
Reference, 376.
Reported back, 545.
Indefinitely postponed, 545.

Senate Bill No. 201—(Stucke)

Senate Bill No. 201. A Bill for an Act to amend and re-enact Section 15, Chapter 258, of the Session Laws of the State of North Dakota for the year 1931, Cooperative Functions, that the North Dakota Crop Improvement Association shall be designated an official cooperating agency with authority to confer and advise with the President of the North Dakota Agricultural College and the State Seed Commissioner, and to designate other cooperating agencies; and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 376.
First and second reading, 376.
Reference, 376.
Reported back, 542.
Indefinitely postponed, 542.

Senate Bill No. 202—(Miller)

Senate Bill No. 202. A Bill for an Act amending and re-enacting Section 3173, Compiled Laws 1913, to provide the qualifications of a newspaper entitled to publish any legal notice or any matter required to be printed in some newspaper of the State, and declaring an emergency.

Introduction, 376.
First and second reading, 376.
Reference, 376.
Reported back, 599.
Indefinitely postponed, 599.

Senate Bill No. 203—(Fredrickson)

Senate Bill No. 203. A Bill for an Act making all taxes and special assessments on real property, on which insured buildings or other improvements are located, a first lien on the proceeds of such insurance in case of loss, requiring insurance companies to pay said taxes out of said proceeds when loss is sustained, providing for collection of such taxes from insurance companies failing to comply with the provisions hereof, and repealing all Acts or parts of Acts in conflict herewith.

Introduction, 376.

First and second reading, 376.
 Reference, 377, 525.
 Reported back, 429, 604.
 Amended, 429.
 Indefinitely postponed, 604.

Senate Bill No. 204—(Indergaard)

Senate Bill No. 204. A Bill for an Act making an appropriation for the state-wide valuation by the Board of Railroad Commissioners, of the property of public utilities subject to the provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq., of the 1925 Supplement to the 1913 Compiled Laws) provided for in Sections 37, 38 and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); providing for the payment of the costs and expenses of such valuations by the several public utilities; providing for a revolving appropriation for the use of the board of Railroad Commissioners in the making of such valuations; and declaring an emergency.

Introduction, 377.
 First and second reading, 377.
 Reference, 377, 415.
 Withdrawn, 712.

Senate Bill No. 205—(Bonzer)

Senate Bill No. 205. A Bill for an Act to amend and re-enact Section 3540 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to the fees paid to newspapers for the publication of legal notices, and declaring an emergency.

Introduction, 377.
 First and second reading, 377.
 Reference, 377.
 Reported back, 576.
 Amended, 576.
 Third reading, 748.
 Indefinitely postponed, 1513.
 Passed, 748.
 Emergency clause carried, 748.
 Returned by House, 1513.
 House action, 1513.

Senate Bill No. 206—(Tinnes)

Senate Bill No. 206. A Bill for an Act to amend and re-enact Chapter 139 of the Session Laws of North Dakota for the year 1919; being an act providing for the levying of tax by County Commissioners, upon being petitioned, for the purpose of creating fund for the extermination of grasshoppers; and providing for the administration of such law

by the County Commissioners, designating their duties and the duties of owners, renters and lessees of land with respect thereto, and prescribing penalty for violation thereof.

Introduction, 377.
 First and second reading, 377.
 Reference, 377.
 Reported back, 572, 707.
 Amended, 707.
 Indefinitely postponed, 572.

Senate Bill No. 207—(Bangert)

Senate Bill No. 207. A Bill for an Act relating to the administration of insolvent banking institutions; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 377.
 First and second reading, 377.
 Reference, 378.
 Reported back, 680.
 Amended, 681, 830.
 Third reading, 831, 1441.
 Passed, 831, 1441.
 Returned by House, 1411.
 House action, 1411.
 Amended by House, 1411.
 Other action, 1441.
 Signed by President, 1491.

Senate Bill No. 208—(Thorson)

Senate Bill No. 208. A Bill for an Act to amend and re-enact Section 17, Chapter 148, Session Laws of the State of North Dakota for the year 1931.

Introduction, 378.
 First and second reading, 378.
 Reference, 378.
 Reported back, 574.
 Third reading, 619.
 Indefinitely postponed, 1096.
 Passed, 620.
 Returned by House, 1096.
 House action, 1096.

Senate Bill No. 209—(Thorson)

Senate Bill No. 209. A Bill for an Act to repeal Section 2, Chapter 150, Session Laws of the State of North Dakota for the year 1931.

Introduction, 378.
 First and second reading, 378.
 Reference, 378.
 Reported back, 574.
 Indefinitely postponed, 575.

Senate Bill No. 210—(Tinnes and McDonald)

Senate Bill No. 210. A Bill for an Act to amend and re-enact Section 13 of Chapter 235 of the Session Laws of 1929, authorizing the voters to make an excess tax levy and repealing all Acts and parts of Acts in conflict herewith.

Introduction, 378.
First and second reading, 378.
Reference, 378.
Reported back, 449.
Indefinitely postponed, 449.

Senate Bill No. 211—(Bonzer)

Senate Bill No. 211. A Bill for an Act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to limit the length of freight and passenger trains and prescribing a penalty for the violation thereof.

Introduction, 388.
First and second reading, 388.
Reference, 388.
Reported back, 783.
Third reading, 916.
Indefinitely postponed, 917.
Other action, 784.

Senate Bill No. 212—(Bonzer)

Senate Bill No. 212. A Bill for an Act to amend Section 3, Chapter 169, Session Laws 1919, the same being an act to promote the safety of employees and travelers in the expeditious movement of freight on railroads by compelling common carries by railroad to properly man such trains; providing penalty and measuring damages for the violation thereof.

Introduction, 388.
First and second reading, 388.
Reference, 389.
Reported back, 786.
Amended, 912.
Third reading, 912.
Indefinitely postponed, 913.
Other action, 787.

Senate Bill No. 213—(Bonzer)

Senate Bill No. 213. A Bill for an Act to promote the safety of employees and travelers on railroads by compelling common carriers by railroad to properly man self-propelled vehicles operated on rails, and providing penalties and measuring damages for violation thereof.

Introduction, 389.
First and second reading, 389.

Reference, 389.
Reported back, 784.
Amended, 911.
Third reading, 911.
Passed, 912.
Returned by House, 1210.
House action, 1210.
Other action, 785.
Signed by President, 1286.
Forwarded to Governor, 1390.

Senate Bill No. 214—(Bangert)

Senate Bill No. 214. A Bill for an Act amending and re-enacting Section 811 of the Supplement to the Compiled Laws of North Dakota for 1913, to provide the manner and the items upon which the Clerk of the Supreme Court shall in his ex officio capacity as Treasurer of the State Bar Board disburse the amount paid by members of the Bar of said state as annual license fees, and declaring an emergency.

Introduction, 389.
First and second reading, 389.
Reference, 389.
Reported back, 577.
Amended, 578.
Third reading, 620.
Indefinitely postponed, 1513.
Passed, 621.
Emergency clause carried, 621.
Returned by House, 1513.
House action, 1513.

Senate Bill No. 215—(Bangert)

Senate Bill No. 215. A Bill for an Act to amend and re-enact Sections 8544A12 and 8544A13 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to investigation of claims, hearing and allowance of claims in connection with estates of deceased persons, and to the registration of claims against estates of deceased persons, and waiving notice.

Introduction, 389.
First and second reading, 389.
Reference, 389.
Reported back, 578.
Amended, 578.
Third reading, 621.
Passed, 622.
Returned by House, 1095.
House action, 1095.
Signed by President, 1189.
Forwarded to Governor, 1272.
Approved by Governor, 1328.

Senate Bill No. 216—(Fredrickson and Drew)

Senate Bill No. 216. A Bill for an Act to provide for the relief of inmates and former inmates of the state penitentiary, the state training school and any other penal or training institution of the State of North Dakota who suffer or have suffered permanent injury in the course of their employment; giving such inmates or former inmates the benefits of the Workmen's Compensation Act and providing an appropriation therefor.

Introduction, 389.
First and second reading, 389.
Reference, 389.
Withdrawn, 583.

Senate Bill No. 217—(Education)

Senate Bill No. 217. A Bill for an Act to establish a State Equalization Fund, and to provide for distributing one-half thereof among the School Districts of the State in proportion to the number of children of school age therein; to provide for the distribution of the remaining half among the One-Room Rural Schools of the State which are unable to raise sufficient money to defray the minimum cost thereof plus the amount required to be paid for high school tuition, and to make it the duty of the State Superintendent of Public Instruction to determine such minimum cost of operating one-room rural schools.

Introduction, 401.
First and second reading, 401.
Reference, 402.
Reported back, 766.
Amended, 766.
Third reading, 893, 1499.
Passed, 894, 1500.
Returned by House, 1506.
House action, 1498, 1506.
Amended by House, 1506.
Other action, 1470, 1488, 1500, 1505.
Conference committee, 1473, 1482, 1488.
Signed by President, 1524.

Senate Bill No. 218—(Education)

Senate Bill No. 218. A Bill for an Act to provide for a survey of schools and distribution of the State Equalization Fund by the State Board of Administration.

Introduction, 402.
First and second reading, 402.
Reference, 402.
Reported back, 638.
Amended, 638.
Withdrawn, 750.

Senate Bill No. 219—(McDonald)

Senate Bill No. 219. A Bill for an Act providing that any person applying for a license to practice any profession in North Dakota where a license is required to so practice, must be a citizen of the United States, or has declared his intention to become such citizen, before such license can be granted.

Introduction, 402.
 First and second reading, 402.
 Reference, 402, 519.
 Reported back, 519, 613.
 Amended, 613.
 Third reading, 723.
 Indefinitely postponed, 994.
 Passed, 724.
 Returned by House, 994.
 House action, 994.

Senate Bill No. 220—(Handley)

Senate Bill No. 220. A Bill for an Act prohibiting the medical examiner of the North Dakota Workmen's Compensation Bureau from treating patients professionally for pay or reward who are under the care of said Workmen's Compensation Bureau and prohibiting him from recommending to said patients any doctor, firm, clinic, hospital or system of healing, and providing a penalty therefor.

Introduction, 402.
 First and second reading, 402.
 Reference, 402.
 Reported back, 662.
 Amended, 663.
 Third reading, 803.
 Indefinitely postponed, 804.

Senate Bill No. 221—(Cain, Brunsdale and Wog)

Senate Bill No. 221. A Bill for an Act providing for the consolidation of counties and parts of counties; the petition and election therefor; the vote thereon; result thereof; and proclamation by the Governor; the officers; expiration of their terms and transfer of all books, records and property; nominations, when void; the transfer and trial of all actions; the debts, taxes and issuance of bonds or certificates of indebtedness, and repealing all acts in conflict herewith.

Introduction, 402.
 First and second reading, 402.
 Reference, 402.
 Reported back, 598.
 Amended, 598.
 Third reading, 656.
 Passed, 656.
 Returned by House, 1209.

House action, 1209.
Signed by President, 1345.
Forwarded to Governor, 1383.

Senate Bill No. 222—(Thorson)

Senate Bill No. 222. A Bill for an Act to amend and re-enact Section 1438a1 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 245, Session Laws of North Dakota for 1927, relating to High School Tuition.

Introduction, 402.
First and second reading, 402.
Reference, 403.
Reported back, 765.
Third reading, 893.
Passed, 893.
Returned by House, 1096.
House action, 1096.
Signed by President, 1189.
Forwarded to Governor, 1272.
Approved by Governor, 1328.

Senate Bill No. 223—(Watt)

Senate Bill No. 223. A Bill for an Act to amend and re-enact sub-section 4 of Section 2501, Compiled Laws of 1913, relating to residence of persons entitled to poor relief.

Introduction, 403.
First and second reading, 403.
Reference, 403, 710.
Reported back, 646.
Indefinitely postponed, 647.

Senate Bill No. 224—(Erickson, Kidder)

Senate Bill No. 224. A Bill for an Act to amend and re-enact Section 3582 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 168 of the Laws of 1929, relating to the number of aldermen in cities organized under the general law and providing for the number of aldermen in cities which have adopted the City Manager Plan.

Introduction, 408.
First and second reading, 408.
Reference, 408.
Reported back, 507.
Indefinitely postponed, 507.

Senate Bill No. 225—(Appropriations)

Senate Bill No. 225. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the general fund.

Introduction, 408.
First and second reading, 408.
Reference, 408.
Reported back, 518.
Third reading, 559.
Passed, 559.
Returned by House, 1183.
House action, 1183.
Signed by President, 1283.
Forwarded to Governor, 1386.

Senate Bill No. 226—(McDonald)

Senate Bill No. 226. A Bill for an Act to amend and re-enact Section 2185 Compiled Laws 1913, providing the time when real estate taxes become due and delinquent, the manner in which the same may be paid, and the amount of penalty, and interest accruing thereon.

Introduction, 408.
First and second reading, 408.
Reference, 408.
Not reported back.

Senate Bill No. 227—(Burkhart and Fine)

Senate Bill No. 227. A Bill for an Act to provide for a Banking Department, a State Banking Board, a State Examiner and Deputies; for the organization and operation of State Banks and for the government and regulation of banking; and to repeal Sections 1 to 3, inclusive, of Chapter 96 of the Session Laws for the year 1931, Section 224 of the 1913 Compiled Laws of North Dakota as amended by Chapter 260 of the Session Laws for the year 1927, Section 225 of the 1913 Compiled Laws of North Dakota as amended by Chapter 127 of the Session Laws for the year 1919, as further amended by Chapter 195 of the Session Laws for the year 1925, Section 234 of the 1913 Compiled Laws of North Dakota as amended by Chapter 219 of the Session Laws for the year 1917 as further amended by Chapter 259 of the Session Laws for the year 1927, and Sections 226, 227, 228, 229, 230, 231, 232, 233 and 235 of the 1913 Compiled Laws of North Dakota, together with all Acts amendatory thereof and all other Acts or parts of Acts repugnant to and inconsistent herewith, and declaring an emergency.

Introduction, 415.
First and second reading, 415.
Reference, 415.
Reported back, 709.
Amended, 710, 829.
Third reading, 829, 1403.
Passed, 830, 1404.
Returned by House, 1401.
House action, 1401.
Amended by House, 1401.
Other action, 1394, 1403.
Signed by President, 1464.

Senate Bill No. 228—(Greene)

Senate Bill No. 228. A Bill for an Act making invalid chattel mortgages upon future acquired property and upon property not particularly described in such mortgage.

Introduction, 415.
First and second reading, 415.
Reference, 415.
Third reading, 592.
Indefinitely postponed, 1098.
Passed, 593.
Returned by House, 1098.
House action, 1098.

Senate Bill No. 229—(Kamrath)

Senate Bill No. 229. A Bill for an Act to amend and re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, as amended by Chapter 117 of the Compiled Laws of North Dakota for 1915, as amended by Chapter 102 of the Laws of North Dakota for 1917, relating to the frequency of holding an election for the removal of county seats.

Introduction, 415.
First and second reading, 415.
Reference, 416.
Reported back, 515.
Amended, 556.
Third reading, 556.
Indefinitely postponed, 994.
Passed, 557.
Returned by House, 994.
Other action, 994.

Senate Bill No. 230—(Cain)

Senate Bill No. 230. A Bill for an Act appropriating the sum of five thousand (\$5,000.00) dollars from the general funds of the State of North Dakota to compensate Honorable Thomas H. Pugh, Judge of the Sixth Judicial District of North Dakota for services rendered as Court Commissioner or Special Judge under Chapter 137 Session Laws of North Dakota for 1923 as Amended and Re-enacted by Section 51, Chapter 96 Session Laws of 1931.

Introduction, 416.
First and second reading, 416.
Reference, 416.
Reported back, 517.
Third reading, 558.
Indefinitely postponed, 558.

Senate Bill No. 231—(Erickson, Divide)

Senate Bill No. 231. A Bill for an Act making all moneys deposited in the Bank of North Dakota not subject to garnishment.

Introduction, 416.
First and second reading, 416.
Reference, 416.
Reported back, 604.
Third reading, 718.
Indefinitely postponed, 1047.
Passed, 719.
Returned by House, 1047.
House action, 1047.

Senate Bill No. 232—(Bangert)

Senate Bill No. 232. A Bill for an Act to amend and re-enact Section 3381 of the Compiled Laws of the State of North Dakota for the year 1913, relating to appointment of special counsel in certain cases.

Introduction, 422.
First and second reading, 422.
Reference, 423.
Reported back, 547.
Third reading, 591.
Indefinitely postponed, 1098.
Passed, 592.
Returned by House, 1098.
House action, 1098.

Senate Bill No. 233—(Education)

Senate Bill No. 233. A Bill for an Act to appropriate the sum of one million dollars (\$1,000,000) for the State Equalization Fund for schools.

Introduction, 423.
First and second reading, 423.
Reference, 423, 509.
Reported back, 509, 735.
Third reading, 882, 1382.
Passed, 883, 1382.
Returned by House, 1367.
House action, 1367.
Amended by House, 1367.
Other action, 1382.
Signed by President, 1406.

Senate Bill No. 234—(Martin)

Senate Bill No. 234. A Bill for an Act declaring that all judges of the courts of this State and the officers thereof are ineligible to membership in the Legislative Assembly, and providing that all licensed attorneys at law, practicing their profession in this State, are declared to be officers of the courts of the State, and declaring an emergency.

Introduction, 423.
First and second reading, 423.

Reference, 423.
Reported back, 674.
Not reported back.

Senate Bill No. 235.—(Bonzer)

Senate Bill No. 235. A Bill for an Act to regulate all associations, corporations, individuals, or groups who engage in furnishing meals or lodgings for profit.

Introduction, 423.
First and second reading, 423.
Reference, 423.
Reported back, 546.
Amended, 546.
Third reading, 589.
Indefinitely postponed, 590.

Senate Bill No. 236.—(Whelan)

Senate Bill No. 236. A Bill for an Act prescribing and limiting the time within which text books may be changed in the public school and educational institutions of this State.

Introduction, 423.
First and second reading, 423.
Reference, 423.
Reported back, 518.
Amended, 518.
Third reading, 559, 1312.
Passed, 560, 1313.
Emergency clause carried, 560.
Returned by House, 1288.
Amended by House, 1288.
Other action, 1312.
Signed by President, 1346.
Forwarded to Governor, 1384.

Senate Bill No. 237.—(Miklethun)

Senate Bill No. 237. A Bill for an Act relating to approval of fire insurance rates by Insurance Commissioner.

Introduction, 423.
First and second reading, 423.
Reference, 423.
Reported back, 615.
Indefinitely postponed, 615.

Senate Bill No. 238.—(Stucke)

Senate Bill No. 238. A Bill for an Act Providing that in Cities having no Street Commissioner the City Engineer shall Perform the Duties and have the Authority of Street Commissioner and that in Cities having no Street Com-

missioner and no City Engineer the Chief of Police shall Perform the Duties and have the Authority of Street Commissioner.

Introduction, 423.
 First and second reading, 423.
 Reference, 424.
 Reported back, 472.
 Third reading, 529.
 Passed, 530.
 Returned by House, 1182.
 House action, 1182.
 Signed by President, 1284.
 Forwarded to Governor, 1386.

Senate Bill No. 239—(Stucke)

Senate Bill No. 239. A Bill for an Act to Amend and Re-enact Section 950a3 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Designation of Voting Places.

Introduction, 431.
 First and second reading, 431.
 Reference, 432.
 Reported back, 692.
 Amended, 692.
 Third reading, 850.
 Indefinitely postponed, 1097.
 Passed, 851.
 Returned by House, 1097.
 House action, 1097.

Senate Bill No. 240—(Greene)

Senate Bill No. 240. A Bill for an Act requiring the filing of original, or duplicate originals of deeds, with the Register of Deeds, in order to prevent fraud; and providing an emergency.

Introduction, 432.
 First and second reading, 432.
 Reference, 432.
 Reported back, 648.
 Indefinitely postponed, 648.

Senate Bill No. 241—(Erickson, Kidder)

Senate Bill No. 241. A Bill for an Act to appropriate the sum of two thousand five hundred dollars to re-imburse and pay to Patterson Hotel Company of Bismarck, North Dakota, for rent during a period of seven months, for premises leased to the State of North Dakota, consisting of the second floor of that certain building in the City of Bismarck known as the Patterson Hotel, upon an agreement made and entered into by the Board of Administration to pay an additional rent of twenty-five hundred dollars for such premises in case the said premises were vacated by the State of North

Dakota within a period of two years from and after the first day of January, 1931, the said State of North Dakota having occupied said premises for a period of seven months for various departments of the State government.

Introduction, 442.
 First and second reading, 442.
 Reference, 432, 526.
 Reported back, 774.
 Amended, 774.
 Third reading, 919.
 Indefinitely postponed, 920.
 Other action, 776.

Senate Bill No. 242—(Greene)

Senate Bill No. 242. A Bill for an Act to amend and re-enact Section 7638 Compiled Laws 1913 to provide that all motions or applications in any action, special proceeding or other matter in the district courts of the state must be decided and the decision therein reduced to writing and filed with the Clerk of the District Court within thirty days after the same shall have been submitted to the court for decision; and upon the trial of any question or issue of fact by the court, except in actions for the foreclosure of mortgages upon property real or personal or contracts in any manner affecting the title to such property. The decision of the court thereon must be given in writing and filed within sixty days after the cause has been submitted for decision.

Introduction, 442.
 Reference, 442.
 Reported back, 664.
 Third reading, 815.
 Passed, 816.
 Returned by House, 1183.
 House action, 1183.
 Signed by President, 1284.
 Forwarded to Governor, 1385.

Senate Bill No. 243—(Bangert, Cain, Fowler, Jones, Lynch, McDonald and Stucke)

Senate Bill No. 243. A Bill for an Act to provide for the protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, or federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, or any imitation thereof by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this Act.

Introduction, 442.
 First and second reading, 442.
 Reference, 443.
 Reported back, 664.
 Third reading, 816.
 Indefinitely postponed, 1180.
 Passed, 816.
 Returned by House, 1180.
 House action, 1180.

Senate Bill No. 244—(Brostuen, Miklethum, Patten, Olson and Wog)

Senate Bill No. 244. A Bill for an Act to amend and re-enact Section 5099a2 of the Supplement to the Compiled Laws of North Dakota for 1913, defining Maternity Hospitals, and declaring an emergency.

Introduction, 443.
 First and second reading, 443.
 Reference, 443.
 Reported back, 673.
 Amended, 673.
 Third reading, 833.
 Indefinitely postponed, 1211.
 Passed, 833.
 Emergency clause carried, 833.
 Returned by House, 1211.
 House action, 1211.

Senate Bill No. 245—(Miklethun, Patten, Tinnes, Olson and Wog)

Senate Bill No. 245. A Bill for an Act authorizing the State Board of Administration to rebuild and enlarge the power plant at the state penitentiary; providing for the extension of the service of such plant and making an appropriation therefor.

Introduction, 443.
 First and second reading, 443.
 Reference, 443.
 Reported back, 769.
 Amended, 918.
 Third reading, 918, 920.
 Indefinitely postponed, 919.
 Passed, 921.
 Returned by House, 1411.
 House action, 1411.
 Other action, 920, 921.
 Signed by President, 1463.

Senate Bill No. 246—(Magnuson)

Senate Bill No. 246. A Bill for an Act to amend and re-enact Section 4863 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 145, Session Laws of 1929, relating to Capital Stock required by domestic and other stock insurance companies.

Introduction, 443.
 First and second reading, 443.
 Reference, 443.
 Reported back, 581.
 Third reading, 625.
 Passed, 626.
 Returned by House, 1184.
 House action, 1184.
 Signed by President, 1284.
 Forwarded to Governor, 1385.

Senate Bill No. 247—(Whelan)

Senate Bill No. 247. A Bill for an Act to amend and re-enact Section 2 of that certain initiated law entitled, "An Act declaring mortgages on growing and unharvested crops to be against the public policy of this state, and abolishing the same," approved and adopted by the electors at the June 29th, 1932, Primary Election.

Introduction, 459.
 First and second reading, 459.
 Reference, 460.
 Reported back, 665.
 Third reading, 816, 1314.
 Passed, 817, 1315.
 Emergency clause carried, 817, 1315.
 Returned by House, 1288.
 Amended by House, 1288.
 Other action, 1314.
 Signed by President, 1346.

Senate Bill No. 248—(Burkhart)

Senate Bill No. 248. A Bill for an Act to amend and re-enact Sections 3028, 3029, 3030, and 3034, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 209, Session Laws of 1927, relating to state license for peddlers and fees thereon.

Introduction, 460.
 First and second reading, 460.
 Reference, 460.
 Reported back, 732.
 Amended, 732.
 Third reading, 873.
 Indefinitely postponed, 1098.
 Passed, 874.
 Returned by House, 1098.
 House action, 1098.
 Other action, 731.

Senate Bill No. 249—(Fredrickson and Greene)

Senate Bill No. 249. A Bill for an Act to exempt grain warehousemen from suit for conversion of grain bought unless the instrument creating said interests or liens is on file or of record, or written notice of the existence thereof is given to the warehousemen.

Introduction, 460.
 First and second reading, 460.
 Reference, 460.
 Reported back, 615.
 Amended, 914.
 Third reading, 915.
 Passed, 915.
 Returned by House, 1210.
 House action, 1210.
 Signed by President, 1286.
 Forwarded to Governor, 1390.

Senate Bill No. 250—(Fine and Drew)

Senate Bill No. 250. A Bill for an Act creating the office of Conservation Commissioner, designating the State Engineer as such Commissioner, defining his duties, empowering the Governor to appoint not more than one assistant to such Commissioner, fixing his salary, providing for the diversion of \$20,000.00 bi-annually from the Game and Fish Fund of the state to support this project, defining the purposes and objects of this Act, repealing all Acts or parts of Acts in conflict herewith.

Introduction, 460.
 First and second reading, 460.
 Reference, 460, 548.
 Reported back, 700.
 Indefinitely postponed, 916.

Senate Bill No. 251—(Whitman and Greene)

Senate Bill No. 251. A Bill for an Act to suspend the operation of Chapter 311 of the Laws of 1931, as applied to public warehouses, for a period of two years, and providing the inspection may be made by qualified inspectors.

Introduction, 460.
 First and second reading, 460.
 Reference, 460.
 Reported back, 847.
 Amended, 847.
 Third reading, 917.
 Indefinitely postponed, 1097.
 Passed, 918.
 Emergency clause carried, 918.
 Returned by House, 1097.
 House action, 1097.

Senate Bill No. 252—(Judiciary)

Senate Bill No. 252. A Bill for an Act to amend and re-enact Section 4520, Compiled Laws of 1913, and Section 4521, Supplement to the Compiled Laws of 1913, relating to annual reports and reinstatement of corporations.

Introduction, 460.
 First and second reading, 460.

Reference, 461.
Reported back, 665.
Third reading, 817.
Passed, 818.
Returned by House, 1221.
House action, 1221.
Signed by President, 1284.
Forwarded to Governor, 1386.

Senate Bill No. 253—(Bonzer)

Senate Bill No. 253. A Bill for an Act creating the Commission of Public Utilities, defining its powers and duties, making an appropriation for effecting the purpose of this Act, and repealing all Acts and parts of Acts in conflict therewith.

Introduction, 461.
First and second reading, 461.
Reference, 461.
Reported back, 770.
Indefinitely postponed, 770.

Senate Bill No. 254—(Whelan)

Senate Bill No. 254. A Bill for an Act to amend and re-enact Sub-section two (2) of Section 6625 of the Compiled Laws of North Dakota, for 1913, providing for the standard policy and cancellation thereof.

Introduction, 461.
First and second reading, 461.
Reference, 461.
Reported back, 611.
Indefinitely postponed, 612.

Senate Bill No. 255—(Cain)

Senate Bill No. 255. A Bill for an Act relating to the duty and authority of the county treasurer to receive county warrants in payment of certain taxes.

Introduction, 461.
First and second reading, 461.
Reference, 461.
Reported back, 572.
Third reading, 617.
Passed, 618.
Emergency clause carried, 618.
Returned by House, 996.
House action, 996.
Other action, 1059.
Signed by President, 1042.
Forwarded to Governor, 1071.
Approved by Governor, 1160.

Senate Bill No. 256—(Fine)

Senate Bill No. 256. A Bill for an Act to provide funds and raise revenue for the purpose of purchasing one hundred million bushels of wheat; to create a Board of Wheat Control; and to prohibit the planting of a single acre of wheat in North Dakota during 1933.

Introduction, 464.
First and second reading, 464.
Reference, 464.
Reported back, 728.
Third reading, 869.
Indefinitely postponed, 870.

Senate Bill No. 257—(Jones)

Senate Bill No. 257. A Bill for an Act to enable cities that adopt the city manager plan of city government to elect the council and other elective city officials by proportional representation; providing the procedure for the adoption thereof and the conduct of elections thereunder, and in connection therewith; making certain changes in election procedure; providing also that any city may, by ordinance, adopt this plan of election, and declaring an emergency.

Introduction, 464.
First and second reading, 464.
Reference, 464.
Reported back, 692.
Indefinitely postponed, 692.

Senate Bill No. 258—(Martin)

Senate Bill No. 258. A Bill for an Act authorizing the organization of non-profit sharing municipal holding associations to erect, operate, equip, and maintain auditoriums upon or in the vicinity of municipal owned property; defining their powers, limitations, and restrictions; defining and limiting the powers and duties of the city council or commission relating thereto; exempting the property, bonds and other evidence of indebtedness of such associations from taxation and repealing all Acts or parts of Acts in conflict herewith, and making the provisions of this Act applicable to incorporated villages and townships, and declaring an emergency.

Introduction, 464.
First and second reading, 464.
Reference, 465.
Reported back, 727.
Amended, 727.
Third reading, 868, 1508.
Indefinitely postponed, 1221, 1411.
Passed, 869, 1509.
Emergency clause carried, 869.
Returned by House, 1221, 1411, 1505.
House action, 1221, 1411, 1505.

Amended by House, 1505.
Other action, 1235, 1262, 1440, 1441, 1508.
Signed by President, 1524.

Senate Bill No. 259—(Stucke)

Senate Bill No. 259. A Bill for an Act Relating to the letting of contracts for sidewalks, curbing and gutters in cities.

Introduction, 465.
First and second reading, 465.
Reference, 465.
Reported back, 670.
Third reading, 820.
Passed, 821.
Returned by House, 1182.
House action, 1182.
Signed by President, 1345.
Forwarded to Governor, 1383.

Senate Bill No. 260—(Appropriations)

Senate Bill No. 260. A Bill for an Act to amend and reenact Chapter 119 of the Session Laws of 1929 so as to increase from Ten Dollars to Twenty-five Dollars the license fee for owning and operating a creamery, cheese factory, renovating or process butter factory, ice cream factory or cream station.

Introduction, 465.
First and second reading, 465.
Reference, 465, 548.
Reported back, 645.
Indefinitely postponed, 645.

Senate Bill No. 261—(McDonald)

Senate Bill No. 261. A Bill for an Act to fix the time at which payment shall be deemed to be complete when made by check, draft or other negotiable instrument.

Introduction, 465.
First and second reading, 465.
Reference, 465.
Reported back, 604.
Third reading, 719.
Passed, 719.
Returned by House, 1182.
House action, 1182.
Signed by President, 1345.
Forwarded to Governor, 1384.

Senate Bill No. 262—(Magnuson)

Senate Bill No. 262. A Bill for an Act to amend and reenact Sections one (1) and two (2) of Chapter 146, of the Session Laws of 1929 to regulate the investment of funds

and the real estate holdings of domestic insurance companies, and prohibiting loans to officers and directors of such companies.

Introduction, 465.
 First and second reading, 465.
 Reference, 465.
 Reported back, 581.
 Third reading, 650.
 Passed, 651.
 Returned by House, 1181.
 House action, 1181.
 Signed by President, 1285.
 Forwarded to Governor, 1389.

Senate Bill No. 263—(Hamilton and Miller)

Senate Bill No. 263. A Bill for an Act providing for the sale and distribution of beer and vinous liquor, not unlawful under the constitution and laws of the United States by cities, towns and villages; the establishment of municipal liquor stores; the manner of sale, possession or sale by clubs prohibited; the duties of officers; the penalties for violation of this act; and repeal of Acts and parts of Acts in conflict herewith;

Introduction, 465.
 First and second reading, 465.
 Reference, 466.
 Reported back, 745.
 Amended, 745, 888, 889.
 Third reading, 889, 1340.
 Passed, 890, 1341.
 Returned by House, 1358.
 House action, 1358.
 Amended by House, 1358.
 Other action, 1334.
 Signed by President, 1405.

Senate Bill No. 264—(Hamilton)

Senate Bill No. 264. A Bill for an Act requiring a County that has acquired, or hereafter acquires, tax title to a tract of land subject to drain taxes to charge against such tract the amount required to redeem when tax title was acquired, and the amounts for which general taxes would have been levied if such tract had been subject to taxation; and to credit against such charges any income received from the land, while the County was owner; and upon sale of such land to pay into the drain fund any excess received over the amount of such charges, after deduction of such income.

Introduction, 486.
 First and second reading, 486.
 Reference, 487.
 Reported back, 603.
 Third reading, 716.
 Passed, 717.

Emergency clause carried, 717.
 Returned by House, 1183.
 House action, 1183.
 Signed by President, 1285.
 Forwarded to Governor, 1385.

Senate Bill No. 265—(McDonald)

Senate Bill No. 265. A Bill for an Act to prohibit the employment of married women in all State Offices, Departments, Bureaus, Boards and Commissions; and providing a penalty therefor.

Introduction, 487.
 First and second reading, 487.
 Reference, 487.
 Reported back, 615.
 Amended, 836, 837.
 Third reading, 837.
 Indefinitely postponed, 1181.
 Passed, 838.
 Returned by House, 1181.
 House action, 1181.

Senate Bill No. 266—(Greene)

Senate Bill No. 266. A Bill for an Act to repeal Section 2263 of the 1925 Supplement to the Compiled Laws of 1913 relating to County Agent work, and to provide for agricultural development through Farm and Home Councils and County Agents; to provide the method of appointing such Agents and Councils, and to prescribe their powers and duties; to provide for the levy of a tax therefor; and to provide a method of discontinuing such work.

Introduction, 487.
 First and second reading, 487.
 Reference, 487.
 Reported back, 601.
 Amended, 601, 714.
 Third reading, 715.
 Indefinitely postponed, 1181.
 Passed, 715.
 Returned by House, 1181.
 House action, 1181.

Senate Bill No. 267—(Fine and Burkhart)

Senate Bill No. 267. A Bill for an Act regulating the sale of cigars, cheroots or tobacco in all forms used for smoking or chewing, except cigarettes or snuff; requiring dealers in such commodities to obtain license before making sale thereof; providing for the levy, assessment, collection and payment of a tax thereon; providing for the regulation of the sale thereof; and penalty for violation of this Act; and defining the duties of the Attorney General, State Auditor and State Treasurer imposed under the provisions of this Act;

and providing that any persons violating this Act shall be enjoined and that any building or premises made use of for purposes in violation of this Act shall be deemed a nuisance and abated by injunction.

Introduction, 487.
 First and second reading, 487.
 Reference, 487.
 Reported back, 671.
 Amended, 672, 827.
 Third reading, 827.
 Passed, 828.
 Returned by House, 1287.
 House action, 1287.
 Signed by President, 1346.
 Forwarded to Governor, 1384.

Senate Bill No. 268—(Fine)

Senate Bill No. 268. A Bill for an Act transferring unexpended balances of appropriations made prior to January 1, 1933, for the office of State Examiner, and appropriating such balances to the office of State Examiner as created and established by an Act of the 1933 Session of the Legislative Assembly of the State of North Dakota, and declaring an emergency.

Introduction, 487.
 First and second reading, 487.
 Reference, 487, 573.
 Reported back, 573, 672.
 Indefinitely postponed, 672.

Senate Bill No. 269—(Cain)

Senate Bill No. 269. A Bill for an Act to amend Section 592, Compiled Laws of North Dakota, 1913, relating to the power of the Board of Railroad Commissioners to regulate time schedules on branch lines so as to grant to the commission the power to determine and fix the quantity and character of railroad train service.

Introduction, 488.
 First and second reading, 488.
 Reference, 488.
 Not reported back.

Senate Bill No. 270—(Brostuen, Greene and Tinnes)

Senate Bill No. 270. A Bill for an Act to amend and reenact Section 2346a11 of the Supplement to the Compiled Laws of 1913, Section 2346a16 of the Supplement to the Compiled Laws of 1913, Section 2346a20 of the Supplement to the Compiled Laws of 1913, Section 2346a21 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931, Section 2346a22 of the Supplement to the Compiled Laws of 1913, and Repeal Sub-

section (b) of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 283 of the Session Laws of 1931.

Introduction, 488.
First and second reading, 488.
Reference, 488.
Reported back, 686.
Amended, 687.
Third reading, 828, 1444.
Passed, 829, 1444.
Returned by House, 1412.
House action, 1412.
Amended by House, 1412.
Other action, 1419, 1440, 1443.
Conference committee, 1421, 1434.
Signed by President, 1492.

Senate Bill No. 271—(Bonzer)

Senate Bill No. 271. A Bill for an Act abolishing the Motor Vehicle Registration Department as a separate department, providing for appointment, salary and certain duties of a Registrar of Motor Vehicles under the supervision of the State Highway Commissioner, establishing method of distribution of fees collected, providing for Clerks of District Court to perform certain duties in connection with registration and certificates of title of motor vehicles, exempting certain motor vehicles from payment of full annual license, abolishing and disposing of Auto-Theft and State Highway Funds and establishing the Motor Registration Fund and providing for its disbursements and apportionment, amending and re-enacting Sections 1, 2, 4, 9, 11, 19, 24, 25, 26, 29, 30, and 36 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, repealing Sections 31, 32, 33 and 34 of Chapter 179 of the 1927 Session Laws and acts amendatory thereto, amending and re-enacting Section 17 of Chapter 180 of the 1927 Session Laws, repealing all acts and parts of acts in conflict herewith, declaring an emergency and providing for refund of excess fees collected by department.

Introduction, 488.
First and second reading, 488.
Reference, 488, 586.
Reported back, 642.
Amended, 797.
Third reading, 797, 1404.
Passed, 798, 1405.
Emergency clause carried, 798.
Returned by House, 1402.
House action, 1402.
Amended by House, 1402.
Other action, 1404.
Signed by President, 1428.

Senate Bill No. 272—(Bonzer)

Senate Bill No. 272. A Bill for an Act to amend and re-enact Section 2189 of the 1925 Supplement to the 1913 Compiled Laws as amended and re-enacted by the initiated law approved by the voters at the November 1932 election, relating to county auditor's notice of delinquent tax sale.

Introduction, 488.
First and second reading, 488.
Reference, 489.
Reported back, 599.
Amended, 599.
Third reading, 656.
Indefinitely postponed, 657.

Senate Bill No. 273—(Wog)

Senate Bill No. 273. A Bill for an Act to amend and re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the year 1915, and Section 1828 of 1925 Compiled Laws of North Dakota, relating to the use of lignite coal in state and county institutions and schools, and to provide for the use of native lignite coal, native natural gas, and native oil as fuel in such institutions and schools, and providing a penalty for the violation of this act.

Introduction, 489.
First and second reading, 489.
Reference, 489, 509.
Reported back, 754.
Withdrawn, 907.

Senate Bill No. 274—(Regeth)

Senate Bill No. 274. A Bill for an Act providing for graduated taxation of turkeys.

Introduction, 489.
First and second reading, 489.
Reference, 489.
Reported back, 602.
Indefinitely postponed, 602.

Senate Bill No. 275—(Appropriations)

Senate Bill No. 275. A Bill for an Act to appropriate One Thousand Five Hundred Ninety-one Dollars and Ninety-five Cents (\$1,591.95) to the State Capital Maintenance Fund as reimbursement for certain bills paid out of such fund in connection with the Twenty-third Legislative Assembly, and declaring an emergency.

Introduction, 489.
First and second reading, 489
Reference, 489.
Reported back, 542.

Third reading, 588.
 Passed, 588.
 Emergency clause carried, 588.
 Returned by House, 1220.
 House action, 1220.
 Signed by President, 1311.
 Forwarded to Governor, 1388.

Senate Bill No. 276—(Erickson, Kidder)

Senate Bill No. 276. A Bill for an Act to prescribe the method of electing delegates to the national conventions of each political party and nominating presidential electors.

Introduction, 489.
 First and second reading, 449.
 Reference, 489.
 Amended, 865, 866.
 Third reading, 866.
 Indefinitely postponed, 994.
 Passed, 867.
 Returned by House, 994.
 House action, 994.

Senate Bill No. 277—(Atkins)

Senate Bill No. 277. A Bill for an Act making an appropriation to pay compensation to James Boyd for permanent disability resulting from an accident occurring to him while employed at the State penitentiary as an inmate on September 18, 1922, whereby his right eye was totally destroyed.

Introduction, 489.
 First and second reading, 489.
 Reference, 489.
 Reported back, 600.
 Amended, 725.
 Third reading, 725.
 Indefinitely postponed, 726.

Senate Bill No. 278—(Miklethun)

Senate Bill No. 278. A Bill for an Act providing for a State Auditing Board and fixing the powers and duties of such Board, amending Section 375 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and re-enacting the same as amended and repealing all other Acts or parts of Acts repugnant hereto and inconsistent herewith, except Section 2290c8 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, and declaring an emergency.

Introduction, 489.
 First and second reading, 489.
 Reference, 490.
 Reported back, 675.
 Third reading, 833.

Indefinitely postponed, 1211.
Passed, 834.
Emergency clause carried, 834.
Returned by House, 1211.
House action, 1211.

Senate Bill No. 279—(Matthaei)

Senate Bill No. 279. A Bill for an Act to amend and re-enact Chapter 154 of the Session Laws of 1931, governing the awarding of certain contracts, giving preference to the extent of five percent to residents of the State of North Dakota.

Introduction, 490.
First and second reading, 490.
Reference, 490.
Reported back, 707.
Indefinitely postponed, 707.

Senate Bill No. 280—(Drew)

Senate Bill No. 280. A Bill for an Act making an appropriation to pay compensation to Philamena Beck for permanent disability resulting from an accident occurring to her while employed at the State Training School as an inmate on December 7, 1928.

Introduction, 490.
First and second reading, 490.
Reference, 490.
Reported back, 600.
Third reading, 658.
Indefinitely postponed, 659.

Senate Bill No. 281—(Matthaei)

Senate Bill No. 281. A Bill for an Act to protect the wages of laborers on combines and threshing machines against garnishment, attachment or other process directed against the employer of such labor by the creditors of the employer.

Introduction, 490.
First and second reading, 490.
Reference, 490.
Reported back, 689.
Third reading, 845.
Indefinitely postponed, 1180.
Passed, 846.
Returned by House, 1180.
House action, 1180.

Senate Bill No. 282—(Bonzer)

Senate Bill No. 282. A Bill for an Act providing for the supervision and regulation of the transportation of

persons and property for compensation over any public highway by motor propelled vehicles; defining and classifying transportation by motor propelled vehicles affected hereby; providing safety and sanitary regulations for the operation of motor propelled vehicles used for the purpose of transporting persons and property for compensation over any public highway; providing for the supervision and regulation thereof by the Board of Railroad Commissioners of the State of North Dakota; providing for the enforcement of the provisions of this Act and for penalties for the violation thereof.

Introduction, 490.
 First and second reading, 490.
 Reference, 490.
 Reported back, 640.
 Amended, 641, 755.
 Third reading, 755, 1407.
 Passed, 756, 1408.
 Emergency clause carried, 756.
 Returned by House, 1402.
 House action, 1402.
 Amended by House, 1402.
 Other action, 1404.
 Signed by President, 1464.

Senate Bill No. 283—(Hamilton)

Senate Bill No. 283. A Bill for an Act authorizing and requiring the Board of County Commissioners where drain bonds are issued to retire outstanding drain warrants to pay a just amount of the drain assessments against tracts of land acquired by the County by tax title in cases and where the value of the land so acquired exceeds the amount which would have been required to redeem the land at the time tax deed was issued and the amount of taxes which probably would have been levied against the land if title had not passed to the County.

Introduction, 491.
 First and second reading, 491.
 Reference, 491.
 Reported back, 603.
 Third reading, 716.
 Passed, 716.
 Emergency clause carried, 716.
 Returned by House, 1183.
 House action, 1183.
 Signed by President, 1284.
 Forwarded to Governor, 1386.

Senate Bill No. 284—(Fowler and Matthaei)

Senate Bill No. 284. A Bill for an Act to make minors capable of binding themselves by undertakings for the purpose of securing their release on bail in criminal cases.

Introduction, 491.
 First and second reading, 491.

Reference, 491.
Reported back, 644.
Third reading, 799.
Passed, 800.
Returned by House, 1220.
House action, 1220.
Signed by President, 1286.
Forwarded to Governor, 1390.

Senate Bill No. 285—(Fowler and Matthaëi)

Senate Bill No. 285. A Bill for an Act to permit fidelity and surety companies to act as sureties upon civil or criminal undertakings for bail.

Introduction, 491.
First and second reading, 491.
Reported back, 678.
Amended, 678.
Third reading, 838.
Indefinitely postponed, 1289.
Passed, 839.
Returned by House, 1289.
House action, 1289.

Senate Bill No. 286—(Fowler and Matthaëi)

Senate Bill No. 286. A Bill for an Act to provide for the conditional examination of witnesses held to appear before a grand jury or court, when such witnesses are unable to give the security required by the court.

Instruction, 491.
First and second reading, 491.
Reference, 491.
Reported back, 679.
Amended, 679.
Third reading, 839.
Indefinitely postponed, 1180.
Passed, 839.
Returned by House, 1180.
House action, 1180.

Senate Bill No. 287—(Fowler and Matthaëi)

Senate Bill No. 287. A Bill for an Act regulating the practice of courts in the prosecution of insane or mentally deficient persons or persons whose mental capacity is in issue; providing for examinations and hearings to determine their mental condition; providing for commitment of such persons to the State Hospital for the Insane during such disability, and for the resumption of prosecution after the restoration of mental capacity; providing for the appointment and examination of experts by the court and fixing their fees and repealing Sections 11064 to 11071, inclusive, of the Compiled Laws of 1913.

Instruction, 491.
First and second reading, 491.
Reference, 491.
Reported back, 663.
Third reading, 804.
Passed, 805.
Returned by House, 1184.
House action, 1184.
Signed by President, 1287.
Forwarded to Governor, 1383.

Senate Bill No. 288—(Fowler and Matthaei)

Senate Bill No. 288. A Bill for an Act to amend and re-enact Section 2196 of the Compiled Laws of North Dakota for the year 1913, relating to persons who may purchase property at tax sales and the effect of purchase by an owner.

Introduction, 492.
First and second reading, 492.
Reference, 492.
Reported back, 644.
Third reading, 800.
Passed, 801.
Returned by House, 1096.
House action, 1096.
Signed by President, 1189.
Forwarded to Governor, 1272.
Approved by Governor, 1327.

Senate Bill No. 289—(Fowler and Matthaei)

Senate Bill No. 289. A Bill for an Act to fix the venue of crimes committed in or against aircraft in flight, and upon trains or other vehicles.

Introduction, 492.
First and second reading, 492.
Reference, 492.
Reported back, 645.
Indefinitely postponed, 880.

Senate Bill No. 290—(Fowler and Matthaei)

Senate Bill No. 290. A Bill for an Act to amend and re-enact Section 11119, Compiled Laws of 1913, and to permit the deposit of money or bonds as bail in criminal cases.

Introduction, 492.
First and second reading, 492.
Reference, 492.
Reported back, 679.
Third reading, 841.
Indefinitely postponed, 1180.
Passed, 842.
Returned by House, 1180.
House action, 1180.

Senate Bill No. 291—(Fowler and Matthaei)

Senate Bill No. 291. A Bill for an Act to amend and re-enact Section 7571a-2 of the Supplement to the Compiled Laws of North Dakota, 1913.

Introduction, 492.
First and second reading, 492.
Reference, 492.
Reported back, 691.
Amended, 691.
Third reading, 849.
Passed, 850.
Returned by House, 1287.
House action, 1287.
Signed by President, 1346.
Forwarded to Governor, 1385.

Senate Bill No. 292—(Erickson, Kidder)

Senate Bill No. 292. A Bill for an Act to amend and re-enact Section 3084a2, Supplement to the 1913 Compiled Laws of North Dakota and repealing Sections 3084a3, 3084a4, 3084a14 and 3084a15, Supplement to the Compiled Laws of North Dakota.

Introduction, 492.
First and second reading, 492.
Reference, 492.
Reported back, 707.
Indefinitely postponed, 867.

Senate Bill No. 293—(Fowler and Matthaei)

Senate Bill No. 293. A Bill for an Act to amend and re-enact Section 10606, Compiled Laws of 1913, relating to preliminary examinations of persons accused of crime, and permitting the defendant to make unsworn statements in answer to the charge against him.

Introduction, 492.
First and second reading, 492.
Reference, 494.
Reported back, 643.
Third reading, 799.
Indefinitely postponed, 1180.
Passed, 799.
Returned by House, 1180.
House action, 1180.

Senate Bill No. 294—(Fowler and Matthaei)

Senate Bill No. 294. A Bill for an Act to amend and re-enact Section 5287 of the Compiled Laws of North Dakota for the year 1913, relating to the suspension of the power of alienation.

Introduction, 493.
First and second reading, 493.

Reference, 493.
 Reported back, 643.
 Third reading, 798.
 Passed, 799.
 Returned by House, 1220.
 House action, 1220.
 Signed by President, 1311.
 Forwarded to Governor, 1387.

Senate Bill No. 295—(Fowler and Matthaei)

Senate Bill No. 295. A Bill for an Act to provide for the use of alternate jurors in criminal cases, and to regulate the practice of the courts in regard thereto.

Introduction, 493.
 First and second reading, 493.
 Reference, 493.
 Reported back, 679.
 Amended, 679.
 Third reading, 842.
 Indefinitely postponed, 1097.
 Passed, 843.
 Returned by House, 1097.
 House action, 1097.

Senate Bill No. 296—(Matthaei)

Senate Bill No. 296. A Bill for an Act to amend and reenact Section 7567 of the Supplement to the Compiled Laws of North Dakota of 1913, relating to garnishment.

Introduction, 493.
 First and second reading, 493.
 Reference, 493.
 Reported back, 697.
 Amended, 697.
 Third reading, 915.
 Indefinitely postponed, 1289.
 Passed, 916.
 Returned by House, 1289.
 House action, 1289.

Senate Bill No. 297—(Indergaard)

Senate Bill No. 297. A Bill for an Act to amend and reenact Sec. 890 of the 1925 Supplement to the 1913 Compiled Laws, as amended by Chapter 125, 1929 Session Laws; providing for the selection of party county and state committees and defining their duties, and prescribing penalty for misrepresentation.

Introduction, 493.
 First and second reading, 493.
 Reference, 493.
 Reported back, 736.
 Third reading, 884.
 Passed, 885.
 Returned by House, 1184.

House action, 1184.
Signed by President, 1286.
Forwarded to Governor, 1390.

Senate Bill No. 298—(Erickson, Kidder)

Senate Bill No. 298. A Bill for an Act to tax all associations, corporations, individuals, or groups who engage in furnishing meals or lodging for profit.

Introduction, 493.
First and second reading, 493.
Reference, 493.
Reported back, 643.
Indefinitely postponed, 643.

Senate Bill No. 299—(Hamilton)

Senate Bill No. 299. A Bill for an Act amending and re-enacting Sections 395d1, 396d2, 396d3, 396d4, 396d5, 396d6, 400a, 403a1, 403a2, 403a3, 403a4, Supplement to the Compiled Laws of 1913 providing for the establishment of a State Department of Health prescribing the officers to serve thereon and their terms of office; and providing for their actual expenses when engaged in the discharge of their official duties; and providing for the transfer of the State Public Health at Grand Forks, Minot, Bismarck, and Fargo to the State Department of Health.

Introduction, 493.
First and second reading, 493.
Reference, 493.
Reported back, 701.
Amended, 701, 854.
Third reading, 855.
Passed, 855.
Returned by Huose, 1185.
House action, 1185.
Signed by President, 1286.
Forwarded to Governor, 1390.

Senate Bill No. 300—(Burkhart and Fine)

Senate Bill No. 300. A Bill for an Act imposing a tax upon admission to shows, exhibitions, cabarets and dances, prescribing the duties of operators thereof, placing the administration of the tax in the hands of the Tax Commissioner, making an appropriation therefor, defining certain offenses and prescribing penalties for violation thereof.

Introduction, 493.
First and second reading, 493.
Reference, 494.
Reported back, 671.
Amended, 671, 821.
Third reading, 822.
Indefinitely postponed, 1097.

Passed, 822.
Returned by House, 1097.
House action, 1097.

Senate Bill No. 301—(McDonald)

Senate Bill No. 301. A Bill Entitled an Act to establish a new procedure for the hearing and determination of small claims.

Introduction, 494.
First and second reading, 494.
Reported back, 677.
Reference, 494.
Indefinitely postponed, 677.

Senate Bill No. 302—(Burkhart and Fine)

Senate Bill No. 302. A Bill for an Act requiring the licensing of all retail dealers in malt syrup, malt extract or wort, imposing a license fee and a sale tax for same; defining the duties of the attorney general, state auditor and state treasurer relative to the collection of such tax and disposition thereof and prescribing penalties for the violation of this Act.

Introduction, 496.
First and second reading, 496.
Reference, 496.
Reported back, 688.
Amended, 905, 906.
Third reading, 906.
Indefinitely postponed, 1440, 1513.
Passed, 906.
Returned by House, 1414, 1513.
House action, 1414, 1513.
Amended by House, 1414.
Other action, 1422.

Senate Bill No. 303—(Fredrickson)

Senate Bill No. 303. A Bill for an Act to amend and reenact Section 3108 of the Compiled Laws of the State of North Dakota for 1913, relating to the licensing of warehousemen.

Introduction, 496.
First and second reading, 496.
Reference, 496.
Reported back, 697.
Amended, 857.
Third reading, 857.
Indefinitely postponed, 1097.
Passed, 858.
Returned by House, 1097.
House action, 1097.

Senate Bill No. 304—(Drew)

Senate Bill No. 304. A Bill for an Act Amending Section 1674 of the Compiled Laws of North Dakota, 1913, relating to School of Forestry of Bottineau, North Dakota, limiting the object of said school, and permitting, under supervision of the Board of Administration, the use by the North Dakota State Tuberculosis Sanatorium of part of its grounds and buildings not exclusively used and necessary for such object, and repealing all Acts or parts of Acts in conflict herewith.

Introduction, 496.
First and second reading, 496.
Reference, 497.
Reported back, 644.
Indefinitely postponed, 644.

Senate Bill No. 305—(Brostuen)

Senate Bill No. 305. A Bill for an Act to Repeal Section 2203 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 497.
First and second reading, 497.
Reference, 497.
Reported back, 573.
Withdrawn, 627.

Senate Bill No. 306—(Brostuen)

Senate Bill No. 306. A Bill for an Act to amend and re-enact Section 2346a25 of the 1925 Supplement to the 1931 Compiled Laws of North Dakota, relating to the rate of tax on the income of corporations.

Introduction, 497.
First and second reading, 497.
Reference, 497.
Reported back, 736.
Indefinitely postponed, 737.

Senate Bill No. 307—(Simonson)

Senate Bill No. 307. A Bill for an Act making an appropriation for the inspection and eradication of bee diseases, under the provisions of Chapter 140, Session Laws of 1923, the same being Sections 2790A1-2790A18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, 497.
First and second reading, 497.
Reference, 497.
Reported back, 541.
Amended, 541.
Third reading, 587, 1483.
Passed, 588, 1484.
Returned by House, 1483.

Amended by House, 1483.
 Other action, 1483.
 Signed by President, 1491.

Senate Bill No. 308—(Matthaei)

Senate Bill No. 308. A Bill for an Act to amend and re-enact Section 5991A of the Supplement to the 1913 Compiled Laws of North Dakota relating to time allowed purchaser of machinery to discover defects for purpose of rescinding contract of purchase.

Introduction, 497.
 First and second reading, 497.
 Reference, 497.
 Reported back, 647.
 Indefinitely postponed, 647.

Senate Bill No. 309—(Whelan)

Senate Bill No. 309. A Bill for an Act creating and establishing a lien in connection with the planting, cultivation and harvesting of sugar beets, to be known as Sugar Beet Crop Production Lien, providing the manner in which such lien shall be perfected, the priority thereof, and declaring an emergency.

Introduction, 497.
 First and second reading, 497.
 Reference, 497.
 Reported back, 664.
 Third reading, 814, 1423.
 Passed, 815, 1424.
 Emergency clause carried, 815, 1424.
 Returned by House, 1413.
 House action, 1413.
 Amended by House, 1413.
 Other action, 1423.
 Signed by President, 1464.

Senate Bill No. 310—(Fredrickson)

Senate Bill No. 310. A Bill for an Act relating to the relief of the heirs at law of Sigur Hagen, and appropriating \$2,000.00 to compensate the widow and minor children of said Sigur Hagen for the loss of his life when employed by an elevator in this State having no compensation or other insurance.

Introduction, 497.
 First and second reading, 497.
 Reference, 498.
 Reported back, 600.
 Third reading, 658.
 Indefinitely postponed, 658.

Senate Bill No. 311—(Erickson, Kidder)

Senate Bill No. 311. A Bill for an Act to amend and re-enact Subdivision A of Section 10, Section 11 and Sec-

tion 14, of Chapter 96, of the Session Laws of North Dakota for the year 1931, relating to the organization and operation of state banks.

Introduction, 498.
 First and second reading, 498.
 Reference, 498.
 Reported back, 673.
 Third reading, 832.
 Passed, 832.
 Returned by House, 1182.
 House action, 1182.
 Signed by President, 1285.
 Forwarded to Governor, 1385.

Senate Bill No. 312—(Fredrickson)

Senate Bill No. 312. A Bill for an Act providing that the Workmen's Compensation Bureau may purchase awards made against persons, corporations or associations who fail to pay the premiums.

Introduction, 498.
 First and second reading, 498.
 Reference, 498.
 Reported back, 602.
 Indefinitely postponed, 602.
 Other action, 788.

Senate Bill No. 313—(Whelan)

Senate Bill No. 313. A Bill for an Act to amend and re-enact Section 2976t8, Supplement to the Compiled Laws of the State of North Dakota for the year 1913, relating to the color of number plates and numerals, or letters, size and form of plates.

Introduction, 498.
 First and second reading, 498.
 Reported back, 571.
 Third reading, 616.
 Indefinitely postponed, 1513.
 Passed, 617.
 Returned by House, 1513.
 House action, 1513.

Senate Bill No. 314—(Bonzer)

Senate Bill No. 314. A Bill for an Act relating to the real estate series bonds of the State of North Dakota; appropriating moneys temporarily from the permanent surplus fund of the State Hail Department for the payment of interest of such bonds as a replacement tax and declaring an emergency.

Introduction, 498.
 First and second reading, 498.
 Reference, 498

Reported back, 674.
 Amended, 674, 881.
 Third reading, 881, 1426.
 Passed, 882, 1426.
 Emergency clause carried, 1426.
 Returned by House, 1411.
 House action, 1411.
 Amended by House, 1411.
 Other action, 1426.
 Signed by President, 1464.

Senate Bill No. 315—(Erickson, Kidder)

Senate Bill No. 315. A Bill for an Act to provide revenue by means of an emergency replacement revenue act for state purposes by imposing a tax upon sales of tangible personal property and upon sales of personal and professional services by vendors as herein defined; for the inclusion therewith of additional business or service in operation now or hereafter analagous to those defined in the act or listed in the schedule; authorizing the State Tax Commissioner to prescribe rules and regulations for the collection thereof; prescribing the method of collecting the tax and payment thereof to the State Treasurer; and providing schedules explanatory of the application of such tax; and providing penalties; emergency; time limitation of the act.

Introduction, 498.
 First and second reading, 498.
 Reference, 499.
 Reported back, 737.
 Third reading, 903, 1363, 1435.
 Indefinitely postponed, 737, 1211.
 Passed, 903, 1364, 1436.
 Returned by House, 1211, 1344, 1412.
 House action, 1211, 1362, 1363, 1412.
 Amended by House, 1344, 1412.
 Other action, 880, 881, 903, 1302, 1317, 1331, 1393, 1408, 1409, 1435.
 Signed by President, 1523.

Senate Bill No. 316—(Erickson, Kidder)

Senate Bill No. 316. A Bill for an Act to amend and reenact Section 375b1, 375b2, of the Supplement to the 1913 Compiled Laws of North Dakota, Section 375b3 of the Supplement to the 1913 Compiled Laws of North Dakota as amended by Chapter 262, of the Session Laws of North Dakota for 1927.

Introduction, 499.
 First and second reading, 499.
 Reference, 499.
 Other action, 628, 650, 666, 909.

Senate Bill No. 317—(Erickson of Kidder)

Senate Bill No. 317. A Bill for an Act to amend and re-enact Section 1122 of Compiled Laws of North Dakota for 1913, relating to the requirements and the qualifications of the county superintendent of schools to hold office.

Introduction, 499.
First and second reading, 499.
Reference, 499.
Reported back, 640.
Indefinitely postponed, 640.

Senate Bill No. 318—(Bangert)

Senate Bill No. 318. A Bill for an Act fixing the amount of traveling expenses to be claimed by elective and appointive officers, agents, and employees of the State of North Dakota or any of its subdivisions, bureaus, boards, or commissions while upon public expense account; providing a penalty for violation thereof and declaring an emergency.

Introduction, 499.
First and second reading, 499.
Reference, 499.
Reported back, 645.
Third reading, 801, 1416.
Passed, 802, 1416.
Emergency clause carried, 802.
Returned by House, 1413.
House action, 1413.
Amended by House, 1413.
Other action, 1415.
Signed by President, 1463.

Senate Bill No. 319—(Bangert)

Senate Bill No. 319. A Bill for an Act specifying the amount to be allowed for personal sustenance of officers, agents, and employees of the State of North Dakota or of any of its subdivisions, while upon public expense account; providing a penalty for violation thereof, and declaring an emergency.

Introduction, 499.
First and second reading, 499.
Reference, 499.
Reported back, 680.
Amended, 680.
Third reading, 844.
Passed, 844.
Returned by House, 1095.
House action, 1095.
Signed by President, 1189.
Forwarded to Governor, 1272.

Senate Bill No. 320—(Fine)

Senate Bill No. 320. A Bill for an Act amending Section 7375 of the Compiled Laws 1913 to provide that an action

upon a judgment or decree of any court of the United States must be commenced within six years after the cause of action thereon has accrued, and repealing Subdivision 1 Section 7374 of the Compiled Laws 1913; also repealing Sections 7692, 7693, and 7694 Compiled Laws 1913 in all parts providing for the renewal of a judgment and the continuance of the lien thereof; and declaring an emergency.

Introduction, 499.
 First and second reading, 499.
 Reference, 500.
 Reported back, 677.
 Third reading, 835.
 Indefinitely postponed, 1097.
 Passed, 836.
 Emergency clause carried, 836.
 Returned by House, 1097.
 House action, 1097.
 Other action, 677.

Senate Bill No. 321—(McDonald)

Senate Bill No. 321. A Bill for an Act to amend and re-enact Section 4926 of the Compiled Laws of 1913, providing that insurance and surety companies shall do business only through authorized agents within the state.

Introduction, 500.
 First and second reading, 500.
 Reference, 500.
 Reported back, 603.
 Third reading, 717, 1425.
 Passed, 718, 1425.
 Emergency clause carried, 718, 1425.
 Returned by House, 1412.
 House action, 1412.
 Amended by House, 1412.
 Other action, 1425.
 Signed by President, 1464.

Senate Bill No. 322—(Indergaard)

Senate Bill No. 322. A Bill for an Act to amend and re-enact Chapter 299 of the Session Laws of 1923 relating to the assessment of the capital stock of banks, loan and trust companies and of moneyed capital entering into competition therewith and repealing Chapter 97 of the Session Laws of 1927 and all Acts or parts of Acts in conflict herewith.

Introduction, 501.
 First and second reading, 501.
 Reference, 501, 573.
 Reported back, 573.
 Withdrawn, 841.

Senate Bill No. 323—(Olson)

Senate Bill No. 323. A Bill for an Act limiting the salaries which may be paid to the heads of Departments,

sub-heads, special employees and other employees of the Bank of North Dakota, and limiting the salary to be paid to the Manager of the Bank of North Dakota.

Introduction, 501.
First and second reading, 501.
Reference, 501.
Reported back, 744.
Amended, 744, 887.
Third reading, 887.
Indefinitely postponed, 1180.
Passed, 888.
Emergency clause carried, 888.
Returned by House, 1180.
House action, 1180.

Senate Bill No. 324—(Miller)

Senate Bill No. 324. A Bill for an Act to amend and re-enact Section 5½ of Chapter 180, Session Laws of North Dakota for 1927, being the Motor Vehicle Anti-theft Act, to provide a registration card and the method of displaying the same, and to repeal all conflicting Acts and parts of Acts, particularly Sections 11 and 12 of Chapter 179, Session Laws of North Dakota for 1927, relating to the issuance and display of registration cards.

Introduction, 501.
First and second reading, 501.
Reference, 501.
Reported back, 706.
Amended, 706.
Third reading, 859.
Indefinitely postponed, 860.

Senate Bill No. 325—(Miklethun, Olson and Thorson)

Senate Bill No. 325. A Bill for an Act to amend and re-enact Sections 189b1, 189b2, 189b3, 189b4, 189b5, 189b6, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b16, 189b17, 189b19, 189b20, 189b21, 189b22, 189b23, 189b25, 189b29, 189b30 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, (as amended and re-enacted by Chapter 170, Session Laws of North Dakota for 1931); repealing Sections 5, 7, 8, and 20 of Chapter 170, Session Laws of North Dakota for 1931; all sections relating to state hail insurance and declaring an emergency.

Introduction, 501.
First and second reading, 501.
Reference, 501.
Reported back, 602.
Indefinitely postponed, 602.

Senate Bill No. 326—(Judiciary)

Senate Bill No. 326. A Bill for an Act fixing the maximum annual salary and per diem compensation which may

be paid to the following named appointive officers of the State, to-wit: Adjutant General, State Geologist, Deputy State Geologist, Members of the Board of Administration, Secretary of the Board of Administration, Members of the Board of Pardons, Members of the Budget Board, Members of the Chicago International Exposition Commission, Coal Mine Inspector, Assistant Dairy Commissioner, Fire Marshal, Game and Fish Commissioner, Chief Game Warden, Deputy Game Warden, District Deputy Game Wardens, State Health Officer, members of the Livestock Sanitary Board, State Land Commissioner, Registrar of Motor Vehicles, Clerk of the Supreme Court, State Transportation Officer, State Superintendent of Criminal Identification, Assistant State Superintendent of Criminal Identification, State Highway Commissioner, Secretary of the Securities Commission, State Bank Examiner, Office Deputy State Bank Examiner, Deputy State Bank Examiner, Tax Commissioner, Veterans Service Commissioner, Veterinary Medical Examiner, and Commissioners of Workmen's Compensation Bureau, Superintendent of the State Hospital for the Insane, Principal for the School of the Deaf, providing for disposition of fees collected by such appointive officers, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

Introduction, 583.
 First and second reading, 583.
 Reference, 584.
 Third reading, 834, 1422.
 Passed, 835, 1423.
 Emergency clause carried, 835, 1423.
 Returned by House, 1413.
 House action, 1413.
 Amended by House, 1413.
 Other action, 1422.
 Signed by President, 1462.

Senate Bill No. 327—(Committee on Delayed Bills)

Senate Bill No. 327. A Bill for an Act to amend and re-enact Sub-section 2 of Section 1 of Chapter 150 of the 1931 Session Laws of North Dakota, relating to taking, trapping, or killing beaver doing damage to property; giving notice to land owners; and for sale and tagging of pelts to be sold.

Introduction, 665.
 First and second reading, 665.
 Reference, 666.
 Reported back, 788.
 Third reading, 913.
 Passed, 914.
 Returned by House, 1183.
 House action, 1183.
 Signed by President, 1284.
 Forwarded to Governor, 1386.

Senate Bill No. 328—(Committee on Delayed Bills)

Senate Bill No. 328. A Bill for an Act amending and re-enacting Section 6851 of the Compiled Laws of North Dakota, 1913, relating to who may have seed liens, and extending the scope of federal liens, providing that the Secretary of Agriculture of the United States of America may have seed liens for loans made to farmers during the years 1933 and 1934 for crop production, seeding, planting, fallowing and cultivation, and declaring an emergency.

Introduction, 666.
 First and second reading, 666.
 Reference, 666.
 Reported back, 768.
 Amended, 768.
 Third reading, 898.
 Passed, 899.
 Emergency clause carried, 899.
 Returned by House, 1221.
 House action, 1221.
 Signed by President, 1311.
 Forwarded to Governor, 1388.

Senate Bill No. 329—(Committee on Delayed Bills)

Senate Bill No. 329. A Bill for an Act providing that real estate taxes may be paid in installments.

Introduction, 666.
 First and second reading, 666.
 Reference, 666.
 Reported back, 737.
 Third reading, 885.
 Passed, 886.
 Returned by House, 1096.
 House action, 1096.
 Signed by President, 1189.
 Forwarded to Governor, 1272.
 Approved by Governor, 1327.

Senate Bill No. 330—(Committee on Delayed Bills)

Senate Bill No. 330. A Bill for an Act repealing Chapter 210 Session Laws 1931 entitled: "An Act to provide for the creation of a North Dakota Governmental Survey Commission, defining its powers and duties and making an appropriation therefor; and declaring an emergency.

Introduction, 666.
 First and second reading, 666.
 Reference, 666.
 Reported back, 736.
 Third reading, 884.
 Passed, 884.
 Emergency clause carried, 884.
 Returned by House, 1096.
 House action, 1096.
 Signed by President, 1189.

Forwarded to Governor, 1273.
Approved by Governor, 1327.

Senate Bill No. 331—(Committee on Delayed Bills)

Senate Bill No. 331. A Bill for an Act to repeal Chapter 208 Session Laws 1931, entitled: "An Act creating an Industrial Survey Commission for the State of North Dakota, defining its duties and making an appropriation therefor; and declaring an emergency.

Introduction, 666.
First and second reading, 666.
Reference, 666.
Reported back, 735.
Third reading, 883.
Passed, 884.
Emergency clause carried, 884.
Returned by House, 1095.
House action, 1095.
Signed by President, 1190.
Forwarded to Governor, 1273.
Approved by Governor, 1327.

Senate Bill No. 332—(Committee on Delayed Bills)

Senate Bill No. 332. A Bill for an Act to raise revenue for the common and rural schools of the State by imposing a tax upon kerosene, distillate, fuel oil and all motor fuel, except gasoline, distributed and sold within the state; and providing for the distribution of such revenue; and fixing a penalty for the violation of this Act.

Introduction, 732.
First and second reading, 732.
Reference, 733.
Reported back, 765.
Third reading, 891.
Indefinitely postponed, 892.

Senate Bill No. 333—(Committee on Delayed Bills)

Senate Bill No. 333. A Bill for an Act creating the office of Conservation Commissioner, defining his duties, fixing his salary, his appointment to be by the Governor, and providing for the diversion of \$20,000 bi-annually from the Game and Fish Fund of the state to support this project, defining the purpose and objects of this Act, repealing all Acts or parts of Acts in conflict herewith, relating also to the transfer of all the powers and duties of the State Engineer and Deputy State Geologist in charge of the waters of this state to the Conservation Commissioner.

Introduction, 733.
First and second reading, 733.
Reference, 733.
Reported back, 743.
Indefinitely postponed, 916.

Senate Bill No. 334—(Committee on Delayed Bills)

Senate Bill No. 334. A Bill for an Act to amend and reenact Section 13 of Chapter 235 of the Laws of 1929 relating to increasing tax levies by electors.

Introduction, 747.
First and second reading, 747.
Reference, 747.
Reported back, 841.
Amended, 841, 908.
Third reading, 908.
Indefinitely postponed, 1211.
Passed, 909.
Returned by House, 1211.
House action, 1211.

Senate Bill No. 335—(Committee on Delayed Bills)

Senate Bill No. 335. A Bill for an Act entitled, an Act imposing a tax on gross incomes, providing for the creation of a state finance commission and generally for the levy, assessment, collection and distribution thereof; for regulatory measures for the enforcement of the act, providing for exemptions, imposing penalties for violations of the provisions of the act, and repealing all acts and parts of acts in conflict herewith.

Introduction, 747.
First and second reading, 747.
Reference, 748.
Reported back, 843.
Third reading, 907.
Indefinitely postponed, 1180.
Passed, 908.
Emergency clause carried, 908.
Returned by House, 1180.
House action, 1180.

SENATE JOINT RESOLUTIONS

SENATE JOINT RESOLUTION NO. 3.

Introduced, 1481.
First and second reading, 1481.
Third reading, 1500.
Indefinitely postponed, 1500.
Passed, 1482.
Returned by House, 1500.
House action, 1500.

SENATE JOINT RESOLUTION NO. 7.

Received from House, 1482.
First and second reading, 1484.
Third reading, 1484.
Passed, 1484.
Signed by President, 1523.

SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "A"—(Indergaard)

Introduction, 27.
First and second reading, 27.
Third reading, 27.
Adopted, 29.
Returned by House, 156.
House action, 156.
Signed by President, 141.
Forwarded to Governor, 160.
Approved by Governor, 186.

SENATE CONCURRENT RESOLUTION "B"—(Whelan)

Introduction, 63.
First and second reading, 63.
Reference, 63.
Reported back, 104.
Third reading, 108.
Adopted, 108.
Returned by House, 166, 155.
House action, 166.
Signed by President, 179.
Forwarded to Governor, 216.
Approved by Governor, 234.

SENATE CONCURRENT RESOLUTION "C"—(Atkins, Brunsdale, Eastgate, Gronvold, Plath and Watt)

Introduction, 63.
First and second reading, 63.
Reference, 63.
Reported back, 791.
Third reading, 921.
Passed, 922.
Returned by House, 1048.
House action, 1048.

SENATE CONCURRENT RESOLUTION "D"—(Matthaei and Fine)

Introduction, 76.
First and second reading, 76.
Reference, 93, 126.
Reported back, 125, 133.
Amended, 126, 151.
Third reading, 151.
Adopted, 152.

Returned by House, 166, 185.
House action, 166.
Signed by President, 179.
Forwarded to Governor, 216.
Approved by Governor, 234.

SENATE CONCURRENT RESOLUTION "E"—(Miklethun)

Introduction, 127.
First and second reading, 127.
Reference, 127.
Reported back, 840.
Third reading, 923.
Indefinitely postponed, 1181.
Passed, 923.
Returned by House, 1181.
House action, 1181.

SENATE CONCURRENT RESOLUTION "F"—(Whelan)

Introduction, 148.
First and second reading, 148.
Reference, 148.
Reported back, 357.
Third reading, 434.
Indefinitely postponed, 435.

SENATE CONCURRENT RESOLUTION "G"—(Whelan)

Introduction, 148.
First and second reading, 148.
Reference, 148.
Reported back, 357, 691.
Third reading, 435.
Indefinitely postponed, 436, 691.

SENATE CONCURRENT RESOLUTION "H"—(Stucke and Marshall)

Introduction, 180.
First and second reading, 180.
Reference, 181.
Reported back, 475.
Amended, 475.
Third reading, 532.
Passed, 532.
Returned by House, 1096.
House action, 1096.
Signed by President, 1190.

SENATE CONCURRENT RESOLUTION "I"—(Matthaei)

Introduction, 228.
First and second reading, 228.
Reference, 228.
Reported back, 690.
Third reading, 848.

Indefinitely postponed, 1181.
Passed, 849.
Returned by House, 1181.
House action, 1181.

SENATE CONCURRENT RESOLUTION "J"—(Trovatten)

Introduction, 293.
First and second reading, 293.
Reference, 293.
Reported back, 690.
Indefinitely postponed, 691.

SENATE CONCURRENT RESOLUTION "K"—(Stucke and Regeth)

Introduction, 373.
First and second reading, 373.
Reference, 373.
Reported back, 546.
Third reading, 589, 951.
Passed, 589, 952.
House action, 711.
Amended by House, 711.
Other action, 996.
Signed by President, 960.

SENATE CONCURRENT RESOLUTION "L"—(Fine and Fredrickson)

Introduction, 378.
First and second reading, 378.
Reference, 378.
Reported back, 584.
Amended, 584.
Third reading, 626.
Indefinitely postponed, 1098.
Passed, 627.
Returned by House, 1098.
House action, 1098.

SENATE CONCURRENT RESOLUTION "M"—(Bonzer and Simonson)

Introduction, 389.
First and second reading, 389.
Reference, 390.
Reported back, 614.
Third reading, 724.
Indefinitely postponed, 1098.
Passed, 725.
Returned by House, 1098.
House action, 1098.

SENATE CONCURRENT RESOLUTION "N"—(Greene)

Introduction, 390.
First and second reading, 390.

Reference, 390.
Withdrawn, 711.

SENATE CONCURRENT RESOLUTION "O"—(Bangert)

Introduction, 461 .
First and second reading, 461.
Reference, 461.
Reported back, 689.
Third reading, 846.
Indefinitely postponed, 1513.
Passed, 847.
Returned by House, 1513.
House action, 1513.

SENATE CONCURRENT RESOLUTION "P"—(Martin)

Introduction, 461.
First and second reading, 461.
Reference, 461.
Reported back, 586.
Indefinitely postponed, 586.

SENATE CONCURRENT RESOLUTION "Q"—(Hamilton)

Introduction, 494.
First and second reading, 494.
Reference, 494.
Reported back, 674.
Indefinitely postponed, 674.

SENATE CONCURRENT RESOLUTION "R"—(Trout)

Introduction, 494.
First and second reading, 494.
Reference, 494.
Reported back, 675.
Indefinitely postponed, 675.

SENATE CONCURRENT RESOLUTION "S"—(Erickson of

Kidder and Fowler)
Introduction, 500.
First and second reading, 500.
Reference, 500.
Reported back, 690.
Third reading, 847, 1502.
Passed, 848, 1503.
Returned by House, 1500.
House action, 1500.
Amended by House, 1500.
Other action, 1502.
Signed by President, 1525.

SENATE CONCURRENT RESOLUTION "T"—(Matthaei)

Introduction, 805.
First and second reading, 805.

Reference, 805.
 Reported back, 840.
 Amended, 926.
 Third reading, 922, 927.
 Indefinitely postponed, 922, 1036.
 Passed, 927.
 Returned by House, 1009.
 Other action, 812, 925, 927, 991, 1014, 1035.

SENATE CONCURRENT RESOLUTION "U"—(Fine and Drew)

Introduction, 960.
 First and second reading, 960.
 Reference, 960.
 Reported back, 974.
 Amended, 1320.
 Third reading, 1320.
 Passed, 1321.
 Returned by House, 1505.
 House action, 1505.
 Signed by President, 1525.

SENATE CONCURRENT RESOLUTION "V"—(Dubay, Atkins, Magnuson and Gronvold)

Introduction, 960.
 First and second reading, 960.
 Reference, 960.
 Reported back, 1028.
 Third reading, 1321.
 Indefinitely postponed, 1029.
 Passed, 1321.
 Returned by House, 1505.
 House action, 1505.
 Signed by President, 1525.

SENATE CONCURRENT RESOLUTION "W"—(Bonzer)

Introduction, 992.
 First and second reading, 992.
 Third reading, 992.
 Indefinitely postponed, 993.

SENATE CONCURRENT RESOLUTION "X"—(McDonald and Fowler)

Introduction, 1043.
 First and second reading, 1043.
 Third reading, 1043.
 Passed, 1043.
 Returned by House, 1288.
 House action, 1288.
 Signed by President, 1345.
 Forwarded to Governor, 1391.

SENATE CONCURRENT RESOLUTION "Y"—(Whelan)

Introduction, 1043.
First and second reading, 1043.
Reference, 1043.
Reported back, 1083.
Indefinitely postponed, 1083.

SENATE CONCURRENT RESOLUTION "Z"—(Whelan)

Introduction, 1044.
First and second reading, 1044.
Reference, 1044.
Reported back, 1083.
Indefinitely postponed, 1083.

SENATE CONCURRENT RESOLUTION "AA"—(Whelan)

Introduction, 1044.
First and second reading, 1044.
Third reading, 1044.
Passed, 1044.
Returned by House, 1288.
House action, 1288.
Signed by President, 1346.
Forwarded to Governor, 1391.

SENATE CONCURRENT RESOLUTION "BB"—(Committee on Employment)

Introduction, 1249.
First and second reading, 1249.
Third reading, 1323, 1501.
Passed, 1323, 1502.
Returned by House, 1493.
House action, 1493.
Amended by House, 1493.
Other action, 1450, 1500, 1501.
Conference committee, 1501.
Signed by President, 1525.

SENATE CONCURRENT RESOLUTION "CC"—(Committee on Employment)

Introduction, 1324.
First and second reading, 1324.
Third reading, 1325, 1510.
Passed, 1325, 1510.
Returned by House, 1506.
House action, 1506.
Amended by House, 1506.
Signed by President, 1525.

SENATE CONCURRENT RESOLUTION "EE"

Introduction, 1473.
First and second reading, 1473.
Third reading, 1473.
Indefinitely postponed, 1500.
Passed, 1474.
Returned by House, 1500.
House action, 1500.

SENATE RESOLUTIONS

SENATE RESOLUTION "A-1"—(Fine and Greene)

Introduction, 50.
First and second reading, 50.
Reported back, 60.
Adopted, 60.
Signed by President, 141.

SENATE RESOLUTION "A-2"—(Martin)

Introduction, 127.
First and second reading, 127.
Reference, 140.
Not reported back.
Other action, 136, 137, 138, 140, 1420, 1421.

SENATE RESOLUTION "A-3"—(Greene and Fowler)

Introduction, 247.
First and second reading, 247.
Adopted, 247.

SENATE RESOLUTION "A-4"—(Watt and Bangert)

Reported back, 282.
Amended, 282, 284.
Third reading, 284.
Adopted, 284.

SENATE RESOLUTION "A-5"—(Bangert, Cain, Fowler and Lynch)

Introduction, 277.
First and second reading, 277.
Reference, 277.
Reported back, 283.
Amended, 283.
Adopted, 283.

SENATE RESOLUTION "A-6"—(Martin)

Introduction, 293.
First and second reading, 293.
Reference, 293.
Reported back, 743.
Adopted, 899.

SENATE RESOLUTION "A-7"—(Bonzer)

Introduction, 330.
First and second reading, 330.

Reference, 330.
Reported back, 519.
Adopted, 562.

SENATE RESOLUTION "A-8"—(McDonald and Jones)

Introduction, 475.
First and second reading, 475.
Reference, 475.
Reported back, 790.
Adopted, 929.

SENATE RESOLUTION "A-9"—(Erickson of Kidder)

Introduction, 548.
First and second reading, 548.
Reference, 548.
Not reported back.

SENATE RESOLUTION "A-10"—(Martin)

Introduction, 928.
First and second reading, 928.
Reference, 928.
Not reported back.

SENATE RESOLUTION "A-12"—(Martin)

Introduction, 1249.
First and second reading, 1249.
Third reading, 1249.
Adopted, 1249.

SENATE RESOLUTION "A-13"—(Hamilton)

Introduction, 1269.
First and second reading, 1269.
Third reading, 1270.
Adopted, 1270.

SENATE RESOLUTION "A-14"—(Committee on Employment)

Introduction, 1509.
First and second reading, 1509.
Third reading, 1509.
Indefinitely postponed, 1511.
Adopted, 1510.
Other action, 1511.

SENATE RESOLUTION "DD"

Introduction, 1353.
First and second reading, 1353.
Third reading, 1353.
Adopted, 1354.

HOUSE BILLS

House Bill No. 2.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Chapter 256 of the Session Laws of North Dakota for 1931, Relating to Tuition Fees for Non-resident Pupils.

Received from House, 276.
First and second reading, 277.
Reference, 277.
Reported back, 1017.
Third reading, 1119.
Passed, 1119.
Signed by President, 1375.

House Bill No. 3

House Bill No. 3. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, 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.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 1227.
Amended, 1228, 1229, 1230, 1231, 1232, 1395.
Third reading, 1273, 1471.
Passed, 1274, 1471.
Other action, 1395, 1424.
Conference committee, 1322, 1424.
Signed by President, 1522.

House Bill No. 4

House Bill No. 4. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones over the Graves of Soldiers, Sailors and Marines of the United States War of the Rebellion.

Received from House, 123.
First and second reading, 127.
Reference, 127.
Reported back, 943.
Third reading, 961.
Passed, 961.
Other action, 1048.
Signed by President, 1100.

House Bill No. 5

House Bill No. 5. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Received from House, 123.
 First and second reading, 127.
 Reference, 127.
 Reported back, 943.
 Third reading, 961.
 Passed, 962.
 Other action, 1048.
 Signed by President, 1100.

House Bill No. 7

House Bill No. 7. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Received from House, 134.
 First and second reading, 153.
 Reference, 153.
 Reported back, 1072.
 Third reading, 1194, 1479.
 Passed, 1195, 1480.
 Other action, 1343, 1400, 1424, 1430, 1479.
 Conference committee, 1289, 1329, 1344, 1422, 1424.
 Signed by President, 1521.

House Bill No. 8

House Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Received from House, 123.
 First and second reading, 127.
 Reference, 127.
 Reported back, 1072.
 Third reading, 1195.
 Passed, 1196.
 Signed by President, 1374.

House Bill No. 11

House Bill No. 11. A Bill for an Act to Amend and Re-enact Section 1187 of the Compiled Laws of North Da-

kota for the Year of 1913 Relating to School House Sites, the Area, Acquisition and Disposition of the Same.

Received from House, 374.
First and second reading, 386.
Reference, 386.
Reported back, 450.
Third reading, 485.
Passed, 485.
Other action, 557.
Signed by President, 583.

House Bill No. 13

House Bill No. 13. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 1072.
Amended, 1072.
Third reading, 1196.
Passed, 1196.
Other action, 1329.
Signed by President, 1377.

House Bill No. 14

House Bill No. 14. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Received from House, 875.
First and second reading, 929.
Reference, 930.
Reported back, 1129.
Amended, 1129, 1333.
Third reading, 1274.
Passed, 1274.
Other action, 1333, 1401.
Conference committee 1320, 1324.
Signed by President, 1522.

House Bill No. 15

House Bill No. 15. 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.

Received from House, 875.
First and second reading, 930.
Reference, 930.
Reported back, 1073.

Third reading, 1196.
Passed, 1197.
Signed by President, 1374.

House Bill No. 16

House Bill No. 16. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Received from House, 276.
First and second reading, 277.
Reference, 277.
Reported back, 1130.
Amended, 1130.
Third reading, 1275.
Passed, 1275.
Other action, 1332, 1400.
Conference committee, 1322, 1332.
Signed by President, 1522.

House Bill No. 17

House Bill No. 17. A Bill for an Act Providing for the Prevention of Nepotism and Prohibiting the Appointment by the Head of any Department of the State, of His or Her Wife or Husband, Son or Daughter, Brother or Sister, to any Position in Said Department or Under the Control of Such Department Head; Providing Penalties Therefor; and Declaring an Emergency to Exist.

Received from House, 391.
First and second reading, 405.
Reference, 405.
Reported back, 954.
Amended, 954.
Third reading, 997.
Passed, 998.
Emergency clause carried, 998.
Other action, 1057.
Signed by President, 1128.

House Bill No. 19

House Bill No. 19. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, and Improvements and Repairs for the State Hospital for the Insane at Jamestown, North Dakota.

Received from House, 791.
First and second reading, 809.
Reference, 809.
Reported back, 1073.
Third reading, 1202.
Passed, 1203.
Signed by President, 1374.

House Bill No. 20

House Bill No. 20. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot be Determined and Whose Care must be Borne by the State.

Received from House, 426.
First and second reading, 440.
Reference, 440.
Reported back, 944.
Third reading, 962.
Passed, 962.
Other action, 1048.
Signed by President, 1101.

House Bill No. 21

House Bill No. 21. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Received from House, 902.
First and second reading, 936.
Reference, 937.
Reported back, 1207.
Amended, 1207, 1495.
Third reading, 1242, 1503.
Passed, 1242, 1503.
Other action, 1333, 1394, 1400, 1419, 1495.
Conference committee, 1322, 1331, 1333, 1343, 1368, 1419, 1421, 1490.
Signed by President, 1521.

House Bill No. 22

House 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 Motor Vehicle Registration Department.

Received from House, 902.
First and second reading, 937.
Reference, 937.
Reported back, 1131.
Amended, 1131.
Third reading, 1243.
Passed, 1243.
Other action, 1331.
Signed by President, 1377.

House Bill No. 23

House Bill No. 23. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and

Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Received from House, 902.
First and second reading, 937.
Reference, 937.
Reported back, 1204.
Amended, 1204, 1476.
Third reading, 1243, 1504.
Passed, 1244, 1504.
Other action, 1476, 1487.
Conference committee, 1289, 1329, 1487, 1490.
Signed by President, 1521.

House Bill No. 24

House Bill No. 24. A Bill for an Act Making an Appropriation to Pay Burleigh County for Expenses Incurred in the Prosecution of Escaped Convicts from the State Penitentiary, as Prescribed by Section 9362 of the Compiled Laws for 1913.

Received from House, 262.
First and second reading, 277.
Reference, 277.
Reported back, 944.
Third reading, 963.
Passed, 963.
Emergency clause carried, 963.
Other action, 1048.
Signed by President, 1101.

House Bill No. 25

House Bill No. 25. A Bill for an Act Making an Appropriation for the purpose hereinafter shown, of moneys available to the Extension Division of the Agricultural College.

Received from House, 902.
First and second reading, 936.
Reference, 936.
Reported back, 1205.
Amended, 1205.
Third reading, 1244.
Passed, 1245.
Other action, 1477, 1487.
Conference committee, 1289, 1329.
Signed by President, 1523.

House Bill No. 26

House Bill No. 26. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Received from House, 902.

First and second reading, 936.
Reference, 936.
Reported back, 1206.
Amended, 1206.
Third reading, 1248, 1478.
Passed, 1248, 1479.
Other action, 1478.
Conference committee, 1289, 1329.
Signed by President, 1522.

House Bill No. 27

House Bill No. 27. A Bill for an Act to Amend and Re-enact Section 363 of the 1913 Compiled Laws of North Dakota, as Amended and Re-enacted by Chapter 231 of the Session Laws of North Dakota for 1931, Relating to the Fixing and Collecting of Fees at the Leasing and Sale of School Lands.

Received from House, 328.
First and second reading, 331.
Reference, 331.
Reported back, 1018.
Third reading, 1054.
Passed, 1054.
Emergency clause carried, 1054.
Signed by President, 1226.

House Bill No. 28

House Bill No. 28. A Bill for an Act to Empower the United States of America to Acquire Lands in the State of North Dakota by Purchase or Otherwise for the Establishment of National Forests, and to Grant to the United States of America All Rights Necessary for the Proper Control and Administration of Lands so Acquired.

Received from House, 218.
First and second reading, 222.
Reference, 222.
Reported back, 288.
Third reading, 319.
Passed, 319.
Signed by President, 375.

House Bill No. 32

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 7597, Chapter 10, of the Code of Civil Procedure of the Compiled Laws of North Dakota for the Year 1913 Providing for and Relating to When and How Civil Actions May be Dismissed.

Received from House, 354.
First and second reading, 366.
Reference, 366.
Reported back, 678.

Amended, 678.
 Third reading, 997.
 Passed, 997.
 Other action, 1057.
 Signed by President, 1128.

House Bill No. 34

House Bill No. 34. A Bill for an Act Providing for the Disposition of Estates of Less than \$300.00 which are Under the Jurisdiction of the Public Administrator.

Received from House, 173.
 First and second reading, 175.
 Reference, 175.
 Reported back, 955.
 Third reading, 998.
 Passed, 999.
 Signed by President, 1129.

House Bill No. 36

House Bill No. 36. A Bill for an Act to Appropriate the Sum of Two Hundred (\$200.00) Dollars, to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Professional Services Rendered the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Received from House, 251.
 First and second reading, 260.
 Reference, 261.
 Reported back, 516.
 Third reading, 593.
 Passed, 594.
 Other action, 657.

House Bill No. 45

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 7580 of the Compiled Laws of North Dakota for the Year 1913 and All Amendatory Acts Thereof, Entitled and Relating to When a Defendant May Defend Garnishment Proceedings, and Providing Method for Claim of Exemptions in Garnishment Proceedings.

Received from House, 251.
 First and second reading, 260.
 Reference, 260.
 Reported back, 944.
 Third reading, 963.
 Passed, 964.
 Other action, 1048.
 Signed by President, 1101.

House Bill No. 46

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 7846 of the Supplement to the Compiled Laws of 1913, Entitled "Appeals in Civil Cases Tried Without a Jury;" and Providing that the Same Shall Apply to All Actions or Proceedings Triable to the Court Without a Jury, and also in All Actions or Proceedings Properly Triable With a Jury and a Jury Trial has been Waived and the Same are Tried to the Court Without a Jury, by Stipulation or Otherwise.

Received from House, 455
First and second reading, 461.
Reference, 462.
Reported back, 1084.
Third reading, 1256.
Passed, 1256.
Signed by President, 1375.

House Bill No. 52

House Bill No. 52. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Received from House, 374.
First and second reading, 386.
Reference, 387.
Reported back, 1018.
Amended, 1018, 1120.
Third reading, 1120.
Passed, 1121.
Other action, 1185.
Signed by President, 1379.

House Bill No. 54

House Bill No. 54. A Bill for an Act to Repeal Section 10183a2 of the Supplement to the Compiled Laws of 1913, and Declaring an Emergency; Relating to Cigarette Dealer's Bonds.

Received from House, 251.
First and second reading, 260.
Reference, 260.
Reported back, 945.
Indefinitely postponed, 945.
Other action, 960.

House Bill No. 56

House Bill No. 56. A Bill for an Act to Amend and Re-enact Section 8134 of the 1913 Compiled Laws of North Dakota, Relating to the Redemption of Personal Property Sold at Mortgage Foreclosure Sale.

Received from House, 240.
First and second reading, 249.

Reference, 249.
 Reported back, 945.
 Amended, 945.
 Third reading, 964.
 Passed, 965.
 Other action, 1010, 1048.
 Signed by President, 1101.

House Bill No. 60

House Bill No. 60. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of North Dakota for the Year 1913, and Section 1264 of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Time for Opening and Closing Polls, and Declaring an Emergency.

Received from House, 286.
 First and second reading, 303.
 Reference, 304.
 Reported back, 450.
 Amended, 450.
 Third reading, 486.
 Passed, 486.
 Emergency clause carried, 486.
 Other action, 545, 557.
 Signed by President, 583.

House Bill No. 62

House Bill No. 62. A Bill for on Act to Amend and Re-enact Section 5 of Chapter 166 of the Session Laws of the State of North Dakota for 1929 Relating to the Disbursement and Distribution of the Motor Vehicle Fuel Tax.

Received from House, 392.
 First and second reading, 405.
 Reference, 405, 991.
 Reported back, 546, 1147.
 Amended, 546, 1147.
 Indefinitely postponed, 1367.

House Bill No. 63

House Bill No. 63. A Bill for an Act Transferring the Special Bridge Fund, Provided by Sub-division C of Section 2976t15 of the Supplement to the Compiled Laws for 1913 to the General Fund of the State.

Received from House, 374.
 First and second reading, 386.
 Reference, 386, 991.
 Reported back, 580, 1081.
 Amended, 580.
 Third reading, 1251.
 Passed, 1252.
 Emergency clause carried, 1252.
 Other action, 1331.
 Signed by President, 1377.

House Bill No. 66

House Bill No. 66. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 132 Session Laws 1927 Relating to the Conditions Under Which a Decree for Separation Forever, When a Decree for Separation Forever may be Revoked and the Terms and Conditions Upon Which the Judge or His Successor May Entertain Such Application and Render a Decree of Absolute Divorce.

Received from House, 480.
First and second reading, 494.
Reference, 494.
Reported back, 945.
Amended, 946, 965.
Third reading, 965.
Passed, 965.
Other action, 1010, 1049.
Signed by President, 1101.

House Bill No. 67

House Bill No. 67. A Bill for an Act to Repeal Section 2263 of the Supplement to the Compiled Laws of 1913 and Sections 2264 and 2265 of the Compiled Laws of North Dakota for 1913 and All Acts and Parts of Acts in Conflict Therewith, Relating to County Agents.

Received from House, 392.
First and second reading, 405.
Reference, 405.
Reported back, 975.
Indefinitely postponed, 975.

House Bill No. 68

House Bill No. 68. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on the Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities from Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Received from House, 392.
First and second reading, 406.
Reference, 406.
Reported back, 1031.
Indefinitely postponed, 1031.

House Bill No. 69

House Bill No. 69. A Bill for an Act Authorizing Cities and Villages, Either Individually or Jointly by Agreement, to Provide a Sanitary Means of Disposing of the Garbage, Sewage and Night Soil Thereof; to Charge Owners or Occupants of Premises Therefor; to Borrow

Money and Issue Bonds to Acquire, Own, Construct, Equip, Operate and Maintain Intercepting Sewers and Sewage Disposal Plants; to Issue Under Certain Conditions Mortgage Bonds Therefor, and to Provide Means for the Retirement of Such Obligations; to Enter Into Contracts With Other Municipalities Within or Without the State to Dispose of the Sewage, Garbage and Night Soil of Such Other Municipality or Municipalities; Providing for the Administration and Operation of Such Improvements and the Payment and Retirement of the Obligations Incurred for the Construction and Operation Thereof and Repealing Laws Inconsistent Herewith.

Received from House, 779.
 First and second reading, 806.
 Reference, 806.
 Reported back, 955.
 Third reading, 999.
 Passed, 1000.
 Emergency clause carried, 1000.
 Signed by President, 1127.

House Bill No. 70

House Bill No. 70. A Bill for an Act Conferring Additional Powers Upon Cities; Defining the Duties and Powers of City Councils and Boards of City Commissioners in the Exercise, Administration and Enforcement of the Powers of Cities; Prescribing the Manner in Which Grants of Power Shall Be Construed and Exercised; Validating Certain Acts and Ordinances of Municipalities; and Repealing Conflicting Laws.

Received from House, 410.
 First and second reading, 420.
 Reference, 420.
 Reported back, 976.
 Amended, 976, 977, 978.
 Third reading, 1044.
 Passed, 1045.
 Emergency clause carried, 1045.
 Other action, 1117.
 Signed by President, 1226.

House Bill No. 72

House Bill No. 72. A Bill for an Act to Repeal Section 6 of Chapter 217 of the Session Laws for 1923, Being Section 1866A6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Appropriation for State Fair.

Received from House, 337.
 First and second reading, 346.
 Reference, 346.
 Reported back, 1227.
 Indefinitely postponed, 1227.

House Bill No. 73

House Bill No. 73. A Bill for an Act to Cancel Uncollected Personal Property Taxes Assessed for the Year 1924, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the Counties, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Received from House, 337.
First and second reading, 346.
Reference, 346.
Reported back, 946.
Indefinitely postponed, 946.

House Bill No. 74

House Bill No. 74. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings and Declaring an Emergency.

Received from House, 781.
First and second reading, 346, 808.
Reference, 346, 808.
Reported back, 1018.
Amended, 1192.
Third reading, 1192.
Passed, 1193.
Emergency clause carried, 1193.
Other action, 1329.
Signed by President, 1376.

House Bill No. 76

House Bill No. 76. A Bill for an Act to Repeal Sections 10092 to 10104 Both Inclusive, Compiled Laws 1913; 10105 Compiled Laws 1913, as Amended by Section 10105 Supplement to Compiled Laws 1913; 10105a Supplement to Compiled Laws 1913; 10106 to 10116 Both Inclusive, Compiled Laws 1913; 10117 Compiled Laws 1913, as Amended by Section 10117 Supplement to Compiled Laws 1913; 10117a Supplement to Compiled Laws 1913; 10118 to 10135 Both Inclusive, Compiled Laws 1913; 10136 Compiled Laws 1913 as Amended by Section 10136 Supplement to Compiled Laws 1913; 10136a1 to 10136a4 Both Inclusive, Supplement to Compiled Laws 1913; 10137 to 10143 Both Inclusive, Compiled Laws 1913; 10140a and 10141 Supplement to Compiled Laws 1913; 10143a and 10143a2 Supplement to Compiled Laws 1913; 10145a1 to 10145a4 Both Inclusive, Supplement to Compiled Laws 1913; 10145b1 to 10145b3 Both Inclusive; 10145b4 Supplement to Compiled Laws 1913 as amended by Chapter 174 Laws of 1931; 10145b5 to 10145b26 Both Inclusive, Supplement to Compiled Laws 1913; 10146 to 10154

Both Inclusive, Compiled Laws 1913; 10170 to 10173 Both Inclusive; Compiled Laws 1913; 10175 and 10176 Compiled Laws 1913.

Received from House, 543.
First and second reading, 564.
Reference, 564.
Reported back, 1227.
Third reading, 1341.
Indefinitely postponed, 1342.

House Bill No. 78

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 1218 of the 1925 Supplement to the Compiled Laws of 1913 with Reference to School Treasurers Accounts and the Annual Settlement Thereof and the Publication of School Treasurers Reports.

Received from House, 354.
First and second reading, 367.
Reference, 367.
Reported back, 1146.
Amended, 1146.
Third reading, 1351.
Passed, 1352.
Other action, 1351.

House Bill No. 79

House Bill No. 79. A Bill for an Act Designating the Number of Miles of Main Market, Arterial and Interstate Public Roads to be Included in the State "Highway System" of the State of North Dakota. Repeal.

Received from House, 426.
First and second reading, 440.
Reference, 440.
Reported back, 580.
Third reading, 949.
Passed, 950.
Other action, 1009.
Signed by President, 1043.

House Bill No. 80

House Bill No. 80. A Bill for an Act to Amend and Re-enact Chapter 283 of the Session Laws of North Dakota of 1927, Relating to Wolf Bounty; and Declaring an Emergency.

Received from House, 298.
First and second reading, 318.
Reference, 318.
Reported back, 946.
Third reading, 966.
Passed, 966.
Emergency clause carried, 966.
Other action, 1049.
Signed by President, 1101.

House Bill No. 81

House Bill No. 81. A Bill for an Act Defining Unfair Discrimination in the Purchase of Certain Farm Products, Prohibiting Such Discrimination and Providing a Penalty Therefor, and Declaring an Emergency.

Received from House, 455.
First and second reading, 462.
Reference, 462.
Reported back, 978.
Amended, 1045.
Third reading, 1045.
Passed, 1046.
Emergency clause carried, 1046.
Other action, 1117.
Signed by President, 1226.

House Bill No. 82

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, Defining Imitation Ice Cream and Declaring an Emergency.

Received from House, 298.
First and second reading, 318.
Reference, 318.
Reported back, 947.
Amended, 947.
Third reading, 966.
Passed, 967.
Other action, 1010, 1049.
Signed by President, 1101.

House Bill No. 83

House Bill No. 83. A Bill for an Act to Amend and Re-enact Section 6077 of the Compiled Laws of the State of North Dakota, 1913.

Received from House, 328.
First and second reading, 331.
Reference, 331.
Reported back, 947.
Third reading, 967.
Passed, 968.
Emergency clause carried, 968.
Other action, 1049.
Signed by President, 1101.

House Bill No. 84

House Bill No. 84. A Bill for an Act relating to Common School Transportation; leaving same to the discretion of the school board; and limiting the amount that may be paid for same, and repealing Chapter 244, Session Laws of North Dakota for the year 1931.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Reported back, 1019.
Third reading, 1121.
Passed, 1122.
Emergency clause carried, 1122.
Signed by President, 1261.

House Bill No. 86

House Bill No. 86. A Bill for an Act to Amend and Re-enact Section 811 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to Admission to the Bar, requiring and fixing an annual license fee, and authorizing the disbursement of the same.

Received from House, 374.
First and second reading, 386.
Reference, 386.
Reported back, 1132.
Amended, 1132.
Third reading, 1290.
Passed, 1291.
Emergency clause carried, 1291.
Other action, 1434.
Signed by President, 1522.

House Bill No. 87

House Bill No. 87. A Bill for an Act to Amend and Re-enact Section 813a2 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the operation of the Bar Association of the State of North Dakota, under By-Laws and Rules and pursuant to provisions of law, relating to the receipt of moneys annually from the State Bar Fund for printing and distribution of the annual report and proceedings of said Bar Association, and for the payment of other necessary expenses of said association.

Received from House, 411.
First and second reading, 420.
Reference, 421.
Reported back, 1134.
Indefinitely postponed, 1135.

House Bill No. 89

House Bill No. 89. A Bill for an Act defining Marihuana as a habit-forming drug within the meaning of Sections 2889c1 to 2889c6, inclusive, of the Supplement to the Compiled Laws of 1913; and declaring an emergency.

Received from House, 337.
First and second reading, 346.
Reference, 346.
Reported back, 1019.
Amended, 1019.

Third reading, 1122.
 Passed, 1122.
 Emergency clause carried, 1122.
 Other action, 1185.
 Signed by President, 1375.

House Bill No. 90

House Bill No. 90. A Bill for an Act to Amend and Re-enact Section 1221A of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, relating to Tuition at Institutional Model Schools and providing for payment thereof by school districts of residence of student when permission for attending said institutional model school is granted by board of school district of residence of student.

Received from House, 455.
 First and second reading, 462.
 Reference, 462.
 Reported back, 581.
 Third reading, 950.
 Passed, 951.
 Other action, 1009.
 Signed by President, 1043.

House Bill No. 91

House Bill No. 91. A Bill for an Act regulating the purchase, use, administering and handling of hog Cholera Virus, and Providing Penalties therefor:

Received from House, 543.
 First and second reading, 563.
 Reference, 563.
 Reported back, 979.
 Third reading, 1050.
 Passed, 1050.
 Signed by President, 1224.

House Bill No. 93

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as amended by Chapter 274, Session Laws, 1927, defining usury, and declaring an emergency.

Received from House, 876.
 First and second reading, 931.
 Reference, 931.
 Reported back, 1020.
 Amended, 1122, 1317.
 Third reading, 1123.
 Passed, 1123.
 Emergency clause carried, 1123.
 Other action, 1021, 1259, 1338, 1339, 1393.

Conference committee, 1186, 1188, 1259, 1270, 1289, 1317, 1343.

Signed by President, 1374.

House Bill No. 94

House Bill No. 94. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to January 1, 1927, Whether or Not Power of Attorney or Attorney's Affidavit or Notice of Intention to Foreclose Has Been Filed, Recorded, Given, or Served as Provided by the Law in Force at the Time of Such Foreclosure and Sale Thereunder Were Made.

Received from House, 337.

First and second reading, 337.

Reported back, 1090.

Amended, 1091.

Third reading, 1263.

Passed, 1263.

Emergency clause carried, 1263.

Other action, 1338.

Signed by President, 1525.

House Bill No. 97

House Bill No. 97. A Bill for an Act to Amend and Re-enact Section 7770 of the Compiled Laws of North Dakota for 1913, Relating to Amercement of Sheriff.

Received from House, 354.

First and second reading, 367.

Reference, 367.

Reported back, 1145.

Indefinitely postponed, 1145.

House Bill No. 98

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 225, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Duties of the State Examiner in Connection with the Examination of Public Offices.

Received from House, 374.

First and second reading, 387.

Reference, 387.

Reported back, 979.

Third reading, 1051.

Indefinitely postponed, 1404.

Passed, 1052.

Other action, 1099, 1116.

House Bill No. 99

House Bill No. 99. A Bill for an Act Providing for the Deposit by Sheriffs, Clerks of District Courts, and Public Administrators, of Funds Entrusted to or Received by Them

by Virtue of Their Offices, Absolving Such Public Officials from Liability for Funds so Deposited, Providing for the Care and Disbursement of Such Funds, and Declaring that Failure to Deposit Such Funds shall be Cause for Removal from Office.

Received from house, 354.
 First and second reading, 367.
 Reference, 367.
 Reported back, 1073.
 Third reading, 1203.
 Passed, 1204.
 Signed by President, 1372.

House Bill No. 100

House Bill No. 100. A Bill for an Act to Amend and Re-enact Chapter 134 of the Session Laws of 1927, Relating to the Return and Disposition of the Statement of Election Returns, Election Ballots and Compensation of Election Officers Therefor.

Received from House, 575.
 First and second reading, 594.
 Reference, 594.
 Reported back, 1021.
 Indefinitely postponed, 1022.

House Bill No. 101

House Bill No. 101. A Bill for an Act Amending and Re-enacting Section 1, Chapter 257 Session Laws 1915 (Supp. Compiled Laws 1913, Section 2199) Limiting the Time Within Which the Holder of a Tax Certificate Shall Produce to the County Auditor, by Whom Such Certificate Was Issued, and Demand of Such Auditor the Giving of Notice of the Expiration of the Period of Redemption to Ten years, and Declaring an Emergency.

Received from House, 575.
 First and second reading, 594.
 Reference, 594.
 Reported back, 947.
 Third reading, 968.
 Passed, 968.
 Emergency clause carried, 968.
 Other action, 1049.
 Signed by President, 1101.

House Bill No. 102

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 7758 of the Supplement to the Compiled Laws of the State of North Dakota, 1913.

Received from House, 337.
 First and second reading, 346.
 Reference, 346.

Reported back, 1033.
 Amended, 1033, 1034, 1154.
 Third reading, 1154, 1430.
 Passed, 1155, 1430.
 Other action, 1316, 1429.
 Conference committee, 1316, 1405.
 Signed by President, 1493.

House Bill No. 103

House Bill No. 103. A Bill for an Act Defining Overrun and Percentage of Overrun in the Manufacture of Butter, Limiting the Percentage of Overrun Permissible in Such Manufacture, Providing Penalties and Prescribing Rules of Evidence in Prosecutions Thereunder.

Received from House, 575.
 First and second reading, 594.
 Reference, 594.
 Third reading, 1052.
 Passed, 1053.
 Emergency clause carried, 1053.
 Signed by President, 1225.

House Bill No. 105

House Bill No. 105. A Bill for an Act to Regulate the Computation of Interest and Depreciation in Relation to Public Buildings and Other Structures Belonging to the State of North Dakota.

Received from House, 392.
 First and second reading, 406.
 Reference, 406.
 Reported back, 980.
 Third reading, 1053, 1265.
 Indefinitely postponed, 1053.
 Passed, 1266.
 Other action, 1099, 1116.
 Signed by President, 1375.

House Bill No. 107

House Bill No. 107. A Bill for an Act Authorizing and Directing the Board of Administration to Engage in the Manufacture of Coffins at the State Penitentiary.

Received from House, 543.
 First and second reading, 563.
 Reference, 563.
 Reported back, 980.
 Third reading, 1054.
 Passed, 1055.
 Signed by President, 1225.

House Bill No. 110

House Bill No. 110. A Bill for an Act Providing that Municipal Bonds of Cities, Villages, School Districts, and

Townships Shall Specify that Interest Shall Cease Thereon at Maturity Unless the Holder Shall Present the Same for Payment and Payment Is Refused.

Received from House, 902.
First and second reading, 937.
Reference, 937.
Reported back, 1022.
Third reading, 1123.
Passed, 1124.
Signed by President, 1261.

House Bill No. 112

House Bill No. 112. A Bill for an Act Requiring the County Auditors to Furnish the Bank of North Dakota Information Relative to Taxes on Lands in Which It or the State Treasurer is Interested.

Received from House, 877.
First and second reading, 932.
Reference, 932.
Reported back, 955.
Third reading, 1000.
Passed, 1000.
Emergency clause carried, 1000.
Signed by President, 1128.

House Bill No. 114

House Bill No. 114. A Bill for an Act Relating to and Concerning the Labeling and Branding of Flour Offered or Exposed for Sale, or Sold, Within this State, Prescribing Regulations and Providing Penalties for Violation Thereof.

Received from House, 392.
First and second reading, 406.
Reference, 406.
Reported back, 1135.
Amended, 1135.
Third reading, 1291.
Passed, 1291.
Other action, 1433.
Signed by President, 1493.

House Bill No. 117

House Bill No. 117. A Bill for an Act to Amend and Re-enact Section 523a3, and 523a4 of the Supplement to the Compiled Laws of North Dakota for 1913, and Relating to Examinations for and Defining of the Practice of Chiropractic, and Raising the Qualifications of Practitioners.

Received from House, 426.
First and second reading, 440.
Reference, 440, 525.
Reported back, 948.
Amended, 948, 968.

Third reading, 969.
Passed, 970.
Other action, 1010, 1049.
Signed by President, 1102.

House Bill No. 119

House Bill No. 119. A Bill for an Act Rendering Void an Encumbrance Upon Exempt Personal Property Unless the Execution of the Same be Joined in by Husband and Wife; and Declaring an Emergency.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 1011.
Third reading, 1264.
Indefinitely postponed, 1011.
Passed, 1265.
Other action, 1113, 1158.
Signed by President, 1375.

House Bill No. 123

House Bill No. 123. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 173 of the 1927 Session Laws, and Chapter 162 of the 1931 Session Laws of the State of North Dakota. Relating to Fire and Tornado Insurance on Public Buildings, and Fixing Rates of Premiums to be Charged.

Received from House, 779.
First and second reading, 805.
Reference, 806.
Reported back, 1082.
Third reading, 1253.
Passed, 1254.
Signed by President, 1372.

House Bill No. 124

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9, Chapter 235, Session Laws of North Dakota for 1929.

Received from House, 900.
First and second reading, 935.
Reference, 935.
Reported back, 956.
Third reading, 1000.
Passed, 1001.
Signed by President, 1129.

House Bill No. 126

House Bill No. 126. A Bill for an Act to Amend and Re-enact Sub-section 4 and Sub-section 5 of Section 32 of Chapter 148 of the Session Laws of 1931.

Received from House, 480.
First and second reading, 494.
Reference, 494.
Reported back, 980.
Third reading, 1055.
Indefinitely postponed, 1056.

House Bill No. 127

House Bill No. 127. A Bill for an Act to Amend and Re-enact Section 55 of Chapter 148 of the 1931 Session Laws, Relating to the Sale of Fish.

Received from House, 456.
First and second reading, 462.
Reference, 462.
Reported back, 981.
Third reading, 1056.
Indefinitely postponed, 981.
Passed, 1057.
Other action, 1005.
Signed by President, 1225.

House Bill No. 128

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 15 of Chapter 148 of the 1931 Session Laws, Relating to the Use of Traps, Snares, Lights, Etc.

Received from House, 456.
First and second reading, 462.
Reference, 462.
Reported back, 981.
Third reading, 1059.
Passed, 1060.
Signed by President, 1224.

House Bill No. 129

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Game Refuges.

Received from House, 456.
First and second reading, 462.
Reference, 462.
Reported back, 981.
Amended, 981.
Third reading, 1060.
Passed, 1061.
Other action, 1212.
Signed by President, 1377.

House Bill No. 130

House Bill No. 130. A Bill for an Act to Amend and Re-enact Section 10322a27 of the Supplement to the Compiled Laws of 1913, and to Repeal Section 58 of the Session Laws of 1931.

Received from House, 480.
First and second reading, 494.
Reference, 494.
Reported back, 1074.
Third reading, 1208.
Passed, 1209.
Signed by President, 1379.

House Bill No. 131

House Bill No. 131. A Bill for an Act Defining the Illegal Possession of Game and Fish, and Providing Penalties for the Violation Thereof.

Received from House, 512.
First and second reading, 562.
Reference, 562.
Reported back, 1074.
Third reading, 1209.
Passed, 1209.
Signed by President, 1372.

House Bill No. 132

House Bill No. 132. A Bill for an Act to Amend and Re-enact Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft.

Received from House, 456.
First and second reading, 462.
Reference, 462.
Reported back, 1075.
Third reading, 1212.
Passed, 1212.
Signed by President, 1379.

House Bill No. 133

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 10322a50 of the Supplement to the Compiled Laws of 1913, Defining Harmless Birds and Game Birds.

Received from House, 480.
First and second reading, 495.
Reference, 495.
Reported back, 1075.
Third reading, 1212.
Passed, 1213.
Signed by President, 1373.

House Bill No. 134

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 22 of Chapter 148 of the 1931 Session Laws, Relating to Resident Licenses. Cost. How Issued, Applications. Forms. Game and Fish Shipment, and Declaring an Emergency.

Received from House, 480.
First and second reading, 495.

Reference, 495.
 Reported back, 1075.
 Amend, 1213.
 Third reading, 1213, 1484.
 Passed, 1214, 1485.
 Emergency clause carried, 1214.
 Other action, 1484.
 Conference committee, 1289, 1434.
 Signed by President, 1522.

House Bill No. 135

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 10322a51 of the Supplement to the Compiled Laws of 1913 Relative to Illegal Acts and Providing Penalties for Going Afield with Guns.

Received from House, 456.
 First and second reading, 462.
 Reference, 462.
 Reported back, 1075.
 Third reading, 1214, 1352.
 Indefinitely postponed, 1215, 1353.
 Other action, 1295, 1332.

House Bill No. 136

House Bill No. 136. A Bill for an Act Providing for the Propagation and Domestication of Protected Game Birds and Animals and Providing a Penalty for the Violation Thereof.

Received from House, 456.
 First and second reading, 463.
 Reference, 463.
 Reported back, 1076.
 Third reading, 1215.
 Passed, 1215.
 Signed by President, 1379.

House Bill No. 137

House Bill No. 137. A Bill for an Act Providing for the Issuing of Permits for Fur Farming.

Received from House, 512.
 First and second reading, 562.
 Reference, 563.
 Reported back, 1076.
 Third reading, 1215.
 Indefinitely postponed, 1216.

House Bill No. 138

House Bill No. 138. A Bill for an Act to Amend and Re-enact Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Providing a City Manager Plan; Providing the Manner of Adoption of Such

a Plan; Authorizing the Employment by Cities of City Managers; Defining the Duties and Powers of City Managers and Providing for the Suspension of Powers Granted by Law to the Mayor, City Council, or Board of City Commissioners, if and when Such Powers are in Conflict with the Powers Hereby Granted to a City Manager, and Declaring an Emergency.

Received from House, 779.
First and second reading, 806.
Reference, 806.
Reported back, 981.
Amended, 982.
Third reading, 1061.
Passed, 1061.
Emergency clause carried, 1061.
Other action, 1117.
Signed by President, 1225.

House Bill No. 139

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5 of Chapter 105, Session Laws of 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, and Snuff, Providing for a Stamp Tax Thereon, Regulating the Manner of Sale Thereof, and Providing Penalties for Violation Hereof, and Declaring an Emergency.

Received from House, 426.
First and second reading, 440.
Reference, 440.
Reported back, 1145.
Third reading, 1293.
Passed, 1294.
Emergency clause carried, 1294.
Signed by President, 1377.

House Bill No. 144

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 20 of Chapter 159, Laws of 1927 Relating to the Purchase and Condemnation of Right of Way, Material, Etc., by the State Highway Commission.

Received from House, 575.
First and second reading, 594.
Reference, 594.
Reported back, 1081.
Third reading, 1252.
Passed, 1252.
Emergency clause carried, 1252.
Signed by President, 1371.

House Bill No. 146

House Bill No. 146. A Bill for an Act to Amend and

Re-enact Section 4, Sub-section A, Chapter 314, Session Laws of the State of North Dakota for the Year 1931.

Received from House, 426.
First and second reading, 440.
Reference, 440.
Reported back, 982.
Third reading, 1061.
Passed, 1062.
Signed by President, 1225.

House Bill No. 147

House Bill No. 147. A Bill for an Act to Repeal Section 2986, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Hotel Inspection.

Received from House, 544.
First and second reading, 564.
Reference, 564.
Reported back, 982.
Third reading, 1062.
Passed, 1063.
Emergency clause carried, 1063.
Signed by President, 1225.

House Bill No. 148

House Bill No. 148. A Bill for an Act to Amend and Re-enact Subdivisions (b) and (e) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles and Defining Commercial Hauling and Declaring an Emergency.

Received from House, 512.
First and second reading, 563.
Reference, 563.
Reported back, 1022.
Amended, 1022, 1269.
Third reading, 1267, 1270.
Passed, 1268, 1270.
Emergency clause carried, 1268, 1270.
Other action, 1269, 1334, 1400.
Conference committee, 1322.
Signed by President, 1493.

House Bill No. 150

House Bill No. 150. A Bill for an Act to Amend and Re-enact Section 2546a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Mothers' Pension Allowances.

Received from House, 411.
First and second reading, 421.
Reference, 421.
Reported back, 1076.
Third reading, 1216.
Indefinitely postponed, 1217.

House Bill No. 151

House Bill No. 151. A Bill for an Act Providing for the Transfer of Certain School Lands Situated in Rolette County, State of North Dakota, to the International Peace Garden, to Be Used and Maintained as an International Peace Garden and a Memorial to Commemorate the Long Existing Peace and Good Will Between the Governments of Canada and the United States; Exempting Same from Taxation and Providing that Same Shall Revert to the State When It Shall Cease to Be Used and Maintained as an International Peace Garden.

Received from House, 512.
First and second reading, 563.
Reference, 563.
Reported back, 1023.
Third reading, 1124.
Passed, 1125.
Signed by President, 1261.

House Bill No. 152

House Bill No. 152. A Bill for an Act Appropriating \$11,200.00 to the International Peace Garden for the Purchase of Certain Land Located in Rolette County, State of North Dakota; Restricting Its Alienation and Exempting the Same from Taxation.

Received from House, 575.
First and second reading, 594.
Reference, 595.
Reported back, 956.
Third reading, 1001.
Passed, 1002.
Emergency clause carried, 1002.
Signed by President, 1128.

House Bill No. 153

House Bill No. 153. A Bill for an Act Making the Secretary of State the Agent of Non-residents Using or Operating Motor Vehicles on State Highways for the Purpose of Service of Process on Such Non-residents in Any Action or Proceeding Against Them Growing out of the Operation of Motor Vehicles on Such Highways, and Providing How Such Process May Be Served.

Received from House, 411.
First and second reading, 421.
Reference, 421.
Reported back, 1137.
Amended, 1137.
Other action, 1292, 1356.

House Bill No. 154

House Bill No. 154. A Bill for an Act Relating to the Printing of Public Notices and Public Printing.

Received from House, 426.
First and second reading, 441.
Reference, 441.
Reported back, 958.
Amended, 958, 1002.
Third reading, 1002.
Passed, 1003.
Other action, 1057.
Signed by President, 1128.

House Bill No. 155

House Bill No. 155. A Bill for an Act to Amend Section 7584 of the Compiled Laws of 1923, Relating to When Judgment Not Rendered Upon Liability of Garnishee.

Received from House, 544.
First and second reading, 564.
Reference, 564.
Reported back, 1012.
Indefinitely postponed 1012.

House Bill No. 157

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 396a17 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Appeals to the Courts from the Decisions of the Workmen's Compensation Bureau.

Received from House, 875.
First and second reading, 930.
Reference, 930.
Reported back, 1031.
Indefinitely postponed, 1032.

House Bill No. 160

House Bill No. 160. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931.

Received from House, 901.
First and second reading, 936.
Reference, 936.
Reported back, 1023.
Third reading, 1125.
Passed, 1126.
Emergency clause carried, 1126.
Signed by President, 1261.

House Bill No. 161

House Bill No. 161. A Bill for an Act to Provide for the Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes and Engaged in Transporting Goods or Merchandise for Hire in Interstate Commerce.

Received from House, 901.
First and second reading, 935.
Reference, 935.
Reported back, 1024.
Third reading, 1218.
Passed, 1219.
Emergency clause carried, 1219.
Signed by President, 1379.

House Bill No. 163

House Bill No. 163. A Bill for an Act to Amend and Re-enact Subdivision 41 of Section 7936, Compiled Laws of 1913, Relating to Denominational Presumptions.

Received from House, 544 .
First and second reading, 564.
Reference, 564.
Third reading, 949.
Passed, 949.
Other action, 1009.
Signed by President, 1043.

House Bill No. 167

House Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1, Chapter 78 of the Laws of 1915, the Same Being Section 1828 of the Supplement to the Compiled Laws of 1913. Providing that State Institutions, Counties and Public Schools in this State, Shall Use for Fuel, Native or Lignite Coal, or Lignite Coal Products, Native Natural Oil or Native Natural Gas, and Providing it Shall be Unlawful for Any Officer to Purchase for Use in Such Institutions Any Other of Such Enumerated Products Produced, When Said Products Are Produced Within the State, and Providing a Penalty for the Violation Thereof.

Received from House, 480.
First and second reading, 495.
Reference, 495.
Reported back, 1050.
Amended, 1051, 1165.
Third reading, 1165.
Passed, 1166.
Conference committee, 1289, 1312, 1368.
Signed by President, 1493.

House Bill No. 168

House Bill No. 168. A Bill for an Act Creating a Board of Budget Review, Defining Its Powers and Duties, and Requiring the Submission of Preliminary Budgets of Certain Taxing Districts and Proposed Bond Issues Thereto for Approval.

Received from House, 480.
First and second reading, 495.
Reference, 495.

Reported back, 957.
Third reading, 1003.
Passed, 1003.
Signed by President, 1127.

House Bill No. 171

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Reported back, 1012.
Third reading, 1113.
Indefinitely postponed, 1114.

House Bill No. 174

House Bill No. 174. A Bill for an Act Amending and Re-enacting Section 10541 Compiled Laws 1913, providing the manner in which a warrant issued by a Magistrate other than the Judge of the Supreme Court or District Court may be executed by any sheriff, constable, marshal, or policeman in the county or judicial subdivision in which it is issued.

Received from House, 779.
First and second reading, 806.
Reference, 807.
Reported back, 1012.
Third reading, 1114.
Passed, 1115.
Emergency clause carried, 1115.
Signed by President, 1374.

House Bill No. 175

House Bill No. 175. A Bill for an Act Amending and Re-enacting Section 4227 Compiled Laws of 1913, Providing for Deduction of Delinquent Personal Property Taxes Before Any Payments Are Made to Any Official, Employee, Person, Firm or Corporation by Any State Departments, Boards, Bureaus, Commissions, Industries, or Penal, Charitable and Educational Institutions, Bank of North Dakota, State Mill and Elevator; or Counties, Cities, Villages, Towns, Park Boards, Townships, School Districts or Municipal Owned Industries, Utilities or Departments Maintained in the Slightest Degree by Taxation; Prescribing Procedure; and Providing for the Enforcement of the Provisions of this Act and for Penalties for the Violation Thereof.

Received from House, 780.
First and second reading, 807.

Reference, 807.
Reported back, 983.
Indefinitely postponed, 983.

House Bill No. 176

House Bill No. 176. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to a Point on the Heart River where the Sewerage System of the City of Mandan Empties into Said River; Making an Appropriation Therefor; and Declaring an Emergency.

Received from House, 901
First and second reading, 935.
Reference, 935, 960.
Reported back, 983.
Third reading, 1063.
Passed, 1064.
Emergency clause carried, 1064.
Signed by President, 1225.

House Bill No. 177

House Bill No. 177. A Bill for an Act Authorizing the Governor to Declare and Maintain an Embargo on the Shipment Out of this State of Any Agricultural Product Produced Within the State, when the Market Price Thereof Reaches a Point Where the Returns are Confiscatory, and Declaring that Agricultural Products Taken from the Soil Constitute a Drain on the Natural Resources of this State, and that the Disposition Thereof at Confiscatory Prices Becomes a Matter of Public Concern Warranting an Executive Order to Prevent the Same; and Repealing All Acts or Parts of Act in Conflict Herewith and Declaring an Emergency.

Received from House, 875.
First and second reading, 930.
Reference, 931.
Reported back, 983.
Third reading, 1064.
Passed, 1065.
Signed by President, 1224.

House Bill No. 180

House Bill No. 180. A Bill for an Act to Repeal Article 32, Being Sections 2813, 2814, 2815 and 2816, Compiled Laws of North Dakota; and Section 2813, Supplement to the 1913 Compiled Laws of North Dakota, Relating to Bounty for Tree Planting.

Received from House, 711.
First and second reading, 733.
Reference, 733.
Reported back, 984.

Third reading, 1065.
Passed, 1066.
Emergency clause carried, 1066.
Signed by President, 1224.

House Bill No. 182

House Bill No. 182. A Bill for an Act Providing that the Courts of this State May Take Judicial Notice of Confiscatory Prices of Agricultural Products and May Stay Entry of Judgment and All Other Proceedings which will Tend to Force the Sale of Agricultural Products on the Market that Will Cause a Loss of Property; Providing the Same May be Done, Upon the Ground of Public Policy.

Received from House, 924.
First and second reading, 938.
Reference, 938.
Reported back, 1091.
Third reading, 1263.
Passed, 1264.
Other action, 1092.
Signed by President, 1374.

House Bill No. 184

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 3690 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Examination and Audit of the State Hail Insurance Department, the State Highway Department, the Workmen's Compensation Bureau and other Departments, Bureaus, Boards, Commissions and Officers Having Control of Public Funds not Required by Law to be Examined or Audited by the State Examiner.

Received from House, 512.
First and second reading, 563.
Reference, 563.
Reported back, 984.
Third reading, 1066.
Passed, 1067.
Signed by President, 1226.

House Bill No. 186

House Bill No. 186. A Bill for an Act Relating to the Cancellation of Contracts for Deeds and the Foreclosure of Real Estate Mortgages by the Board of University and School Lands, Extending the Period of Redemption and Extending the Time Within Which Such Cancellation and Foreclosure May be Made.

Received from House, 902.
First and second reading, 936.
Reference, 936.
Reported back, 1028.
Indefinitely postponed, 1028.

House Bill No. 187

House Bill No. 187. A Bill for an Act Declaring Unlawful Certain Purchases or Sales Upon Margin, of Grain or Other Agricultural Products by Directors, Officers, or Employees of Any Elevator Association or Corporation; and Providing Penalties Therefor.

Received from House, 781.
First and second reading, 808.
Reference, 808.
Reported back, 1030.
Indefinitely postponed, 1030.

House Bill No. 188

House Bill No. 188. A Bill for an Act Providing Ways and Methods for Changing the Corporate Headquarters of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Received from House, 782.
First and second reading, 809.
Reference, 809.
Reported back, 1030.
Third reading, 1153.
Passed, 1153.
Emergency clause carried, 1153.
Signed by President, 1372.

House Bill No. 189

House Bill No. 189. A Bill for an Act Providing Ways and Methods for Changing the Corporate Name of the Synodical Religious District which has been Incorporated in the State of North Dakota.

Received from House, 782.
First and second reading, 809.
Reference, 809.
Reported back, 1030.
Third reading, 1150.
Passed, 1153.
Emergency clause carried, 1153.
Signed by President, 1372.

House Bill No. 190

House Bill No. 190. A Bill for an Act Amending and Re-enacting Section 1523 of the Supplement to the Compiled Laws of 1913, Providing for Partial Return of Assessments to Certain Heirs of Deceased Members of the Teachers' Insurance and Retirement Fund.

Received from House, 543.
First and second reading, 563.
Reference, 563.
Reported back, 1024.
Indefinitely postponed, 1024.

House Bill No. 194

House Bill No. 194. A Bill for an Act to Regulate the Sale of Tractor Fuel Oil; to Provide Specifications Therefor, and for an Inspection Thereof; to Provide for Inspection Fees, the Collection and Disposition Thereof; to Define the Duties of the State Food Commissioner and Chemist as Regards Such Inspection and Providing Penalties for Violation of the Act.

Received from House, 544.
First and second reading, 564.
Reference, 564.
Reported back, 985.
Amended, 985.
Third reading, 1103.
Passed, 1104.
Other action, 1103.
Signed by President, 1374.

House Bill No. 195

House Bill No. 195. A Bill for an Act to Provide for the Licensing of Direct Buyers of Livestock, Regulating the Conduct of Such Buyers, and Providing for the Feeding and Watering of Livestock Purchased by Them, and Providing a Penalty.

Received from House, 924.
First and second reading, 938.
Reference, 938.
Reported back, 1037.
Amended, 1037.
Third reading, 1200.
Passed, 1200.
Other action, 1330.
Signed by President, 1376.

House Bill No. 202

House Bill No. 202. A Bill for an Act to Amend and Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Received from House, 575.
First and second reading, 595.
Reference, 595.
Reported back, 985, 1083.
Third reading, 1254.
Indefinitely postponed, 985.
Passed, 1255.
Emergency clause carried, 1255.
Other action, 1041, 1058, 1068.
Signed by President, 1376.

House Bill No. 203

House Bill No. 203. A Bill for an Act to Establish a Tannery at the Penitentiary of the State of North Dakota and Making an Appropriation of Two Thousand Dollars (\$2,000.00) for the Purpose of Carrying Out This Act.

Received from House, 778.
First and second reading, 805.
Reference, 805, 991.
Reported back, 985, 1077.
Third reading, 1217.
Passed, 1218.
Signed by President, 1378.

House Bill No. 204

House Bill No. 204. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 148 of the Session Laws of 1931, Relating to the Disposition of Money Collected by the Game and Fish Commissioner, and Providing for the Conservation of Water and the Construction of Dams Within the State.

Received from House, 779.
First and second reading, 806.
Reference, 806.
Reported back, 1077.
Third reading, 1219.
Passed, 1219.
Signed by President, 1378.

House Bill No. 205

House Bill No. 205. A Bill for an Act to Amend and Re-enact Section 3807 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Sections 3615, 3869, 4161, 4165, 4166, 4167 and 4200 of the 1913 Compiled Laws of North Dakota Relating to the Official Oath and Official Bond of Township, City and Village Officers and Providing that the Official Bonds of Such Township, City and Village Officials Shall be With the North Dakota State Bonding Fund or Private Surety Company.

Received from House, 781.
First and second reading, 808.
Reference, 808.
Reported back, 986.
Third reading, 1067.
Passed, 1067.
Signed by President, 1226.

House Bill No. 206

House Bill No. 206. A Bill for an Act Empowering the State Auditor to Cancel from His Records any Warrant Which has not been Presented for Payment or Paid Within Three Years from the Date of Its Issuance.

Received from House, 544.
 First and second reading, 564.
 Reference, 565.
 Reported back, 1135.
 Amended, 1135.
 Third reading, 1291.
 Passed, 1292.
 Other action, 1433.
 Signed by President, 1493.

House Bill No. 207

House Bill No. 207. A Bill for an Act Prohibiting the Removal from the Premises Where Seized of Personal Property or Chattels Ordered Sold by Judicial Action or Order by Reason of Default in Payment of Principal or Interest on Chattel Mortgage, or on Levy by Sheriff for Default in Payment of Delinquent Personal Property Tax, Providing for the Sale of Such Property, Repealing all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency Therefore.

Received from House, 782.
 First and second reading, 810.
 Reference, 810.
 Reported back, 986.
 Amended, 986.
 Third reading, 1104.
 Passed, 1105.
 Emergency clause carried, 1105.
 Other action, 1318, 1338.
 Conference committee, 1186, 1188, 1317.
 Signed by President, 1525.

House Bill No. 208

House Bill No. 208. A Bill for an Act Prohibiting any County Auditor or County Commissioner from Serving as an Officer, Director or Employee of any County Fair Association or Organization, Supported in Whole or in Part by County Funds; Declaring any Official so Serving, Ineligible to Hold Such County Office; Such Employment Grounds for Removal from Office; and Declaring an Emergency.

Received from House, 544.
 First and second reading, 565.
 Reference, 565.
 Reported back, 1146.
 Indefinitely postponed, 1146.

House Bill No. 209

House Bill No. 209. A Bill for an Act Making an Appropriation for the State-wide Valuation by the Board of Railroad Commissioners, of the Property of Public Utilities Subject to the Provisions of Chapter 192, Session Laws of 1919, (Sections 4609c1, et seq, of the 1925 Supplement to the 1913 Compiled Laws) Provided for in Sections 37, 38

and 39 of said Chapter 192, Session Laws of 1919, (Sections 4609c37, 4609c38 and 4609c39 of the 1925 Supplement to the 1913 Compiled Laws); Providing for the Payment of the Costs and Expenses of Such Valuations by the Several Public Utilities; Providing for a Revolving Appropriation for the Use of the Board of Railroad Commissioners in the Making of Such Valuations; and Declaring an Emergency.

Received from House, 780.
First and second reading, 807.
Reference, 807, 1099.
Reported back, 1136.
Amended, 1136.
Third reading, 1336.
Passed, 1336.
Emergency clause carried, 1336.
Other action, 1401.
Signed by President, 1494.

House Bill No. 212

House Bill No. 212. A Bill for an Act to Amend and Re-enact Sections 1, 2, 5, 6, and Repeal Sections 3, 4, 7, and 8 of Chapter 171 of the Session Laws of North Dakota for the year 1931, which amended Chapter 147 of the Session Laws of North Dakota for the year 1929, which amended Chapter 172 of the Session Laws of North Dakota for the year 1927, and Declaring an Emergency.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 1084.
Third reading, 1336, 1354.
Indefinitely postponed, 1337.
Passed, 1355.
Other action, 1085, 1349, 1354.
Signed by President, 1494.

House Bill No. 214

House Bill No. 214. A Bill for an Act enlarging the Jurisdiction of Judges of the District Court and Judges of the County Court, and prescribing additional duties of such Judges.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 948.
Amended, 948.
Third reading, 970.
Passed, 970.
Emergency clause carried, 970.
Other action, 1010, 1049.
Signed by President, 1102.

House Bill No. 215

House Bill No. 215. A Bill for an Act to Amend and Re-enact Section 5, Chapter 196 of the Session Laws of North Dakota for 1927, relating to Municipal Bond Issues and Elections therefor.

Received from House, 624.
First and second reading, 628.
Reference, 628.
Reported back, 957.
Third reading, 1003.
Passed, 1004.
Signed by President, 1129.

House Bill No. 216

House Bill No. 216. A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota as Amended by Article 41 of the Amendments thereof, relating to County Officers.

Received from House, 576.
First and second reading, 595.
Reference, 595.
Reported back, 1147.
Amended, 1148.
Third reading, 1350.
Passed, 1350.
Other action, 1468.
Conference committee, 1419, 1422.
Signed by President, 1494.

House Bill No. 219

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1189 of the Compiled Laws of North Dakota for 1913, as Amended and Re-enacted by Chapter 236 of the Session Laws of 1913, Relating to Schools, School Terms, How Arranged and Discontinued.

Received from House, 781.
First and second reading, 808.
Reference, 809.
Reported back, 1134.
Indefinitely postponed, 1134.

House Bill No. 220

House Bill No. 220. A Bill for an Act to Amend and Re-enact Section 9157 Compiled Laws of North Dakota, 1913, Having to do with Sentences in Justice Court.

Received from House, 625.
First and second reading, 629.
Reference, 629.
Reported back, 1012.
Third reading, 1115.
Passed, 1115.
Signed by President, 1375.

House Bill No. 222

House Bill No. 222. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Chain Stores; Prescribing the License and Filing Fees to Be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof.

Received from House, 924.
 First and second reading, 938.
 Reference, 938.
 Reported back, 1077.
 Amended, 1078, 1355.
 Third reading, 1355.
 Indefinitely postponed, 1356.

House Bill No. 225

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the 1913 Compiled Laws of North Dakota relating to keeping of accounts and the manner of disbursement of funds of Common, Special and Independent School Districts, and providing for the form of warrants to be used by School Districts.

Received from House, 544.
 First and second reading, 565.
 Reference, 565.
 Reported back, 957.
 Third reading, 1004.
 Passed, 1005.
 Signed by President, 1128.

House Bill No. 228

House Bill No. 228. A Bill for an Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

Received from House, 876.
 First and second reading, 931.
 Reference, 931.
 Reported back, 987, 1087.
 Third reading, 1257, 1266.
 Indefinitely postponed, 1258.
 Passed, 1267.
 Other action, 1088, 1259, 1266, 1338.
 Signed by President, 1522.

House Bill No. 229

House Bill No. 229. A Bill for an Act Defining and Regulating Common Carrier Pipe Lines and Granting to Them the Right of Eminent Domain; Empowering the Board of

Railroad Commissioners of North Dakota to Regulate the Rates, Charges and Business of Such Common Carrier Pipe Lines, Prohibiting Discrimination by Said Pipe Lines, and Providing Penalties for the Violation of This Act.

Received from House, 780.
First and second reading, 807.
Reference, 807.
Third reading, 1191.
Passed, 1191.
Emergency clause carried, 1191.
Signed by President, 1374.

House Bill No. 231

House Bill No. 231. A Bill for an Act to Repeal Section 3835 of the Compiled Laws of 1913 as amended by Chapter 81 of the 1919 Session Laws and as amended by Chapter 173 of the 1923 Session Laws of the State of North Dakota Relating to the Recall of Elective Officials in Cities operating under the Commission Form of Government.

Received from House, 625.
First and second reading, 629.
Reference, 629.
Reported back, 987.
Third reading, 1105.
Passed, 1105.
Emergency clause carried, 1105.
Signed by President, 1375.

House Bill No. 235

House Bill No. 235. A Bill for an Act defining gaming machines for amusement, providing a tax therefor, obligating the owners or operators thereof to file reports under oath, and remit for such tax, providing for the enforcement thereof, and providing a penalty for the violation thereof.

Received from House, 782.
First and second reading, 810.
Reference, 810.
Reported back, 959.
Amended, 959.
Third reading, 1005.
Passed, 1006.
Emergency clause carried, 1006.
Other action, 1057.
Signed by President, 1129.

House Bill No. 238

House Bill No. 238. A Bill for an Law prescribing the time in which all County Offices shall be open for business during the day.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Not reported back.

House Bill No. 242

House Bill No. 242. A Bill for an Act to Provide for Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of an Annual Tax Therefor, Prescribing Persons to be Pensioned Thereunder, and Penalties for the Violation Thereof.

Received from House, 877.
First and second reading, 932.
Reference, 932.
Reported back, 1144.
Amended, 1359.
Third reading, 1359, 1432.
Passed, 1359, 1433.
Other action, 1432.
Conference committee, 1419, 1421.
Signed by President, 1523.

House Bill No. 244

House Bill No. 244. A Bill for an Act Transferring from the Jurisdiction and Supervision of the State Food Commissioner to the Jurisdiction and Supervision of the Board of Railroad Commissioners of the State of North Dakota, the Department of Weights and Measures as Created by Chapter 311 of the 1931 Session Laws, Providing for Mileage and Expenses of Employees of the Department, and Amending Sections 9 and 10 of Chapter 311 of the 1931 Session Laws Relating to Fees and Licenses to be Charged, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Received from House, 781.
First and second reading, 810.
Reference, 810.
Reported back, 1040.
Amended, 1041, 1164.
Third reading, 1164.
Passed, 1164.
Other action, 1330.
Signed by President, 1371.

House Bill No. 245

House Bill No. 245. A Bill for an Act to amend and reenact Chapter 154, Session Laws of 1931, relating to and governing the awarding of certain contracts and giving preference to residents of the State of North Dakota.

Received from House, 878.
First and second reading, 934.
Reference, 934.
Reported back, 1082.
Amended, 1253.
Third reading, 1253.
Passed, 1253.
Emergency clause carried, 1253.
Other action, 1331.
Signed by President, 1377.

House Bill No. 249

House Bill No. 249. A Bill for an Act Establishing and Creating the North Dakota Regulatory Department; Providing for the Appointment of a Director and Nine Inspectors of Said Regulatory Department, Fixing Their Salaries and Expenses, Providing for the Deposit of All Monies Collected by Said Regulatory Department in a Revolving Fund to be Designated as the "State Regulatory Fund," and the Payment of All Salaries and Expenses Out of Said Fund Upon Allowance by the State Auditing Board, for the Transfer Monthly of Part of Said Fund to the General Fund of the State, Providing for the Duties of Said Director and Inspectors of Said Department, Transferring to Said Regulatory Department From the Officers Now Charged Therewith the Enforcement of Certain Regulatory Laws of This State, Placing in Said Department Certain Tax Matters and Charging It with the Enforcement of Some of the Motor Vehicle Laws of This State, Requiring All Departments of the Agricultural College at Fargo, North Dakota, to Cooperate With Said Regulatory Department and to Perform Certain Duties for Said Department Without Cost, Imposing Certain Duties as to Inspection and Licensing of Weights and Measures, Providing for Additional Help and for Purchase of Equipment for Said Department, Requiring Officers and Boards Superseded by Said Department to Account for and Deliver Books and Equipment of Their Office, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 878.
First and second reading, 934.
Reference, 934.
Reported back, 1039.
Amended, 1039, 1162.
Third reading, 1162.
Passed, 1163.
Other action, 1330.
Signed by President, 1376.

House Bill No. 258

House Bill No. 258. A Bill for an Act to Amend and Re-enact Section 7731 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 128, Session Laws 1919, Relating to Exemptions of Personal Property From Attachment, Levy and Sale on Execution.

Received from House, 879.
First and second reading, 934.
Reference, 934.
Reported back, 1090.
Amended, 1090.
Third reading, 1262.
Passed, 1263.
Other action, 1338.

House Bill No. 259

House Bill No. 259. A Bill for an Act to Prevent All Life Insurance Companies from Defeating a Policy After a Loss Has Occurred, on the Grounds that Said Policy Was Obtained by Misrepresentation, or Misstatement of Facts, in the Application or Otherwise.

Received from House, 901.
First and second reading, 936.
Reference, 936.
Reported back, 988.
Indefinitely postponed, 988.

House Bill No. 262

House Bill No. 262. A Bill for an Act to Authorize the District Courts and the County Courts With Increased Jurisdiction to Place on Probation or Parole the Defendant in Any Criminal Case, Where Such Courts Have Power to Sentence a Defendant to Imprisonment in a County Jail.

Received from House, 625.
First and second reading, 629.
Reference, 629.
Reported back, 1013.
Third reading, 1115.
Passed, 1116.
Signed by President, 1373.

House Bill No. 263

House Bill No. 263. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

Received from House, 875.
First and second reading, 929.
Reference, 929.
Reported back, 1089.
Amended, 1089.
Indefinitely postponed, 1262.

House Bill No. 265

House Bill No. 265. A Bill for an Act to Raise Revenue by Issuing Self-liquidating Tax Certificates, Prescribing Limitations and Providing Method of Redemption.

Received from House, 924.
First and second reading, 938.
Reference, 938.
Reported back, 1141.
Amended, 1141, 1142, 1143, 1472.
Third reading, 1292, 1360, 1472.
Indefinitely postponed, 1293.
Passed, 1360, 1473.

Other action, 1316, 1471.
Conference committee, 1434.
Signed by President, 1522.

House Bill No. 266

House Bill No. 266. A Bill for an Act Legalizing and Validating All Publications Made Prior to January 1st, 1933, and Required by Law to Be Made in an Official or Legal Newspaper.

Received from House, 792.
First and second reading, 809.
Reference, 809.
Reported back, 1145.
Third reading, 1294.
Passed, 1295.
Signed by President, 1377.

House Bill No. 271

House Bill No. 271. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Year of 1933 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Received from House, 877.
First and second reading, 932.
Reference, 932.
Reported back, 1038.
Third reading, 1160.
Passed, 1161.
Emergency clause carried, 1161.
Signed by President, 1372.

House Bill No. 274

House Bill No. 274. A Bill for on Act to Amend and Re-enact Section 2971b3 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Venereal Diseases, Investigation and Treatment, and Providing What Political Sub-divisions Shall be Liable for Bills in Connection Therewith, Repealing All Acts or Parts of Acts in Conflict Herewith.

Received from House, 780.
First and second reading, 807.
Reference, 807.
Reported back, 988.
Indefinitely postponed, 988.

House Bill No. 275

House Bill No. 275. A Bill for an Act Temporarily Extending the Time in which Redemption May Be Made From Tax Sales Where the Tax Certificate is Held by Others Than the County.

Received from House, 778.
 First and second reading, 805.
 Reference, 805.
 Reported back, 958.
 Amended, 958.
 Third reading, 1006.
 Passed, 1007.
 Emergency clause carried, 1007.
 Other action, 1057.
 Signed by President, 1129.

House Bill No. 276

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 1779 of the Supplement to the Compiled Laws, 1913; Board of Trustees of North Dakota Soldiers' Home.

Received from House, 877.
 First and second reading, 933.
 Reference, 933.
 Reported back, 1078.
 Third reading, 1337.
 Indefinitely postponed, 1078.
 Passed, 1338.
 Emergency clause carried, 1338.
 Other action, 1200, 1236, 1237.
 Signed by President, 1493.

House Bill No. 277

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sections 1, 3 and 6 of Chapter 205 of the Session Laws of 1931 Providing for the Construction of a Capitol Building for the State of North Dakota and for that Purpose Creating a Board of Capitol Commissioners, Defining Its Powers and Duties, Making Appropriations for Such Purposes, Providing and Appropriating Tax Levies and the Proceeds of Sale of the Capitol Lands Thereto, and Authorizing the Issuance of Interest Bearing Certificates Against the Capitol Building Fund.

Received from House, 877.
 First and second reading, 932.
 Reference, 932.
 Reported back, 988.
 Third reading, 1186.
 Passed, 1187.
 Other action, 1166, 1188.
 Signed by President, 1378.

House Bill No. 282

House Bill No. 282. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Received from House, 876.

First and second reading, 931.
Reference, 931.
Reported back, 1036.
Third reading, 1201.
Passed, 1202.
Signed by President, 1378.

House Bill No. 284

House Bill No. 284. A Bill for an Act Providing Educational Opportunities for the Children of Soldiers, Sailors and Marines Who Were Killed in Action or Died During the World War.

Received from House, 780.
First and second reading, 808.
Reference, 808.
Reported back, 1024.
Third reading, 1149.
Passed, 1150.
Signed by President, 1373.

House Bill No. 287

House Bill No. 287. A Bill for an Act Providing for the Issuing of Bonds for the State of North Dakota in Such Amount as Will, With the Bonds of North Dakota, Bank Series, Then Outstanding, Aggregate an Amount Not in Excess of \$2,412,000 to be Known as "Bank of North Dakota, Bank Series (B)"; Prescribing the Terms and Stating the Purposes Thereof; Providing a Tax and Making Other Provisions for the Payment Thereof; Making Appropriation for the Payment of Said Bonds and to Carry Into Effect the Provisions of this Act; and Declaring This Act to be an Emergency Measure.

Received from House, 879.
First and second reading, 934.
Reference, 935.
Reported back, 1136.
Amended, 1280.
Third reading, 1281.
Passed, 1281.
Other action, 1433.
Signed by President, 1523.

House Bill No. 288

House Bill No. 288. A Bill for an Act to Provide for the Employment of the Labor of Prisoners of the State Penitentiary, for the Sale of the Products of Said Labor, the Use of the Receipts From Said Sales and Appropriation of Money for the Establishment of Said Industry.

Received from House, 877.
First and second reading, 932.
Reference, 932.
Reported back, 1088.

Third reading, 1260.
Indefinitely postponed, 1260.
Other action, 1089.

House Bill No. 289

House Bill No. 289. A Bill for an Act Providing Relief for the Poor, Prescribing the Procedure Therefor, Defining the Duties of County Commissioners, Township Supervisors, City and Village Trustees in Respect Thereto, Granting the District Courts Power to Determine Issues Involving Removal of Poor Persons and the Legal Residence Thereof, and Repealing Sections 2496, 2497, 2498, 2499 2500, 2501, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, and 2527 of the Compiled Laws of North Dakota for 1913, and Section 2514 of the Supplement to the Compiled Laws of North Dakota for 1913, and Section 1 of Chapter 107 of the Session Laws of North Dakota for 1929, and All Acts and Parts of Acts in Conflict Herewith.

Received from House, 782.
First and second reading, 809.
Reference, 809.
Reported back, 989.
Amended, 989, 1106, 1107, 1108, 1109.
Third reading, 1109.
Passed, 1110.
Emergency clause carried, 1110.
Other action, 1185.
Signed by President, 1371.

House Bill No. 291

House Bill No. 291. A Bill for an Act to Amend and Re-enact Sections 9, 10, 24, Chapter 155, Session Laws of North Dakota for the Year 1927.

Received from House, 900.
First and second reading, 935.
Reference, 935.
Reported back, 1029.
Third reading, 1151.
Passed, 1152.
Signed by President, 1373.

House Bill No. 294

House Bill No. 294. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Reported back, 1134.
Indefinitely postponed, 1134.

House Bill No. 297

House Bill No. 297. A Bill for an Act to Amend and Re-enact Chapter 228, Session Laws of North Dakota for the Year 1931.

Received from House, 924.
First and second reading, 938.
Reference, 938.
Reported back, 1013.
Amended, 1013.
Third reading, 1117.
Passed, 1118.
Other action, 1236.
Conference committee, 1186, 1188.
Signed by President, 1525.

House Bill No. 298

House Bill No. 298. A Bill for an Act to Amend and Re-enact Sections 2346a11 and 2346a20 of the 1925 Supplement to Compiled Laws of 1913 and Sections 2346a21 of the 1925 Supplement to Compiled Laws of 1913, as Amended by Section 5 of Chapter 238, Session Laws of 1931, Relating to the Income Tax, and to Provide for the Cessation of State Tax Levies When the Proceeds of the Income Tax Are Sufficient to Balance the Budget and for the Distribution Among the Counties of Any Proceeds of the Income Tax in Excess of the State's Requirements.

Received from House, 924.
First and second reading, 938.
Reference, 938.
Reported back, 1032.
Indefinitely postponed, 1032.

House Bill No. 299

House Bill No. 299. A Bill for an Act Providing for the Appraisal of University and School Lands.

Received from House, 876.
First and second reading, 931.
Reference, 931.
Reported back, 1024.
Indefinitely postponed, 1025.

House Bill No. 300

House Bill No. 300. A Bill for an Act to Create a Police and Firemen Relief, Health and Insurance Fund in Incorporated Cities, Providing for the Disbursement Thereof, and Creating a Board of Police and Firemen Pension Fund Commissioners, and Declaring an Emergency.

Received from House, 923.
First and second reading, 937.
Reference, 937.
Reported back, 1082.
Indefinitely postponed, 1082.

House Bill No. 304

House Bill No. 304. A Bill for an Act Prohibiting any Person, Firm, Corporation, or Association, from Operating any Mine in this State, Where Laborers are Employed Without First Paying to the Compensation Bureau of the State Compensation, as Provided by Law, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Providing a Penalty.

Received from House, 783.
First and second reading, 810.
Reference, 810.
Reported back, 1025.
Third reading, 1150.
Passed, 1150.
Signed by President, 1378.

House Bill No. 308

House Bill No. 308. A Bill for an Act to Amend and Re-enact Sections 2602, 2603, 2604, 2605 and 2606 of the Compiled Laws of North Dakota for the Year 1913.

Received from House, 780.
First and second reading, 808.
Reference, 808.
Reported back, 989.
Third reading, 1110.
Passed, 1111.
Signed by President, 1373.

House Bill No. 313

House Bill No. 313. A Bill for an Act Authorizing the State Bank Examiner to Permit the Manager of the Bank of North Dakota to Examine the Reports, Statements and All Other Records of State Banks.

Received from House, 875.
First and second reading, 930.
Reference, 930.
Reported back, 959.
Third reading, 1007.
Passed, 1007.
Signed by President, 1128.

House Bill No. 314

House Bill No. 314. A Bill for an Act Providing that Hereafter no Franchise Involving the Use of Natural Gas Shall Be Granted to any Person, Firm or Corporation, any City, Village or Other Public Corporation, Which Does Not Make a Reservation Therein to Use a Percentage of Native Natural Gas, if and When Produced; Providing for a Pro Rata Distribution to Producers, and Fixing the Percentage of Native Natural Gas to Be Used by Any Such Person, Firm

or Corporation Operating Under Any Such Franchise, and Declaring What Shall Be Native Natural Gas in Commercial Quantities, and Providing an Emergency.

Received from House, 901.
First and second reading, 935.
Reference, 936.
Reported back, 1078.
Third reading, 1222.
Passed, 1222.
Emergency clause carried, 1222.
Signed by President, 1378.

House Bill No. 316

House Bill No. 316. A Bill for an Act to Amend and Re-enact Section 6877 of the 1925 Supplement to the Compiled Laws of 1913, as Amended by Chapter 176 of the Session Laws of 1931. An Act Providing for a Lien for Repairs of Personalty.

Received from House, 875.
First and second reading, 930.
Reference, 930.
Reported back, 1014.
Third reading, 1118.
Passed, 1119.
Emergency clause carried, 1119.
Signed by President, 1371.

House Bill No. 320

House Bill No. 320. A Bill for an Act to Amend and Re-enact Chapter 257 of the Session Laws of 1931 of the State of North Dakota, Relating to Seed and Crop Production Liens.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Third reading, 1351.
Passed, 1351.
Emergency clause carried, 1351.
Other action, 1249.
Signed by President, 1494.

House Bill No. 323

House Bill No. 323. A Bill for an Act to Amend and Re-enact Section 8099a of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 143 of Laws of North Dakota for 1927, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Received from House, 923.
First and second reading, 937.
Reference, 938.
Reported back, 1025.

Amended, 1025, 1150.
Third reading, 1151.
Passed, 1151.
Emergency clause carried, 1151.
Other action, 1330.
Signed by President, 1376.

House Bill No. 326

House Bill No. 326. A Bill for an Act Providing for and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalties; Repeal.

Received from House, 901.
First and second reading, 935.
Reference, 935.
Reported back, 1079.
Amended, 1079, 1282.
Third reading, 1282.
Passed, 1282.
Other action, 1433.
Signed by President, 1522.

House Bill No. 330

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 1 and to Repeal Section 5 of Chapter 276 of the Session Laws of North Dakota for 1931, Relating to the Abatement of Real and Personal Property Assessments and Prescribing the Procedure Therefor.

Received from House, 782.
First and second reading, 809.
Reference, 809.
Reported back, 990.
Third reading, 1191.
Passed, 1192.
Signed by President, 1371.

House Bill No. 331

House Bill No. 331. A Bill for an Act Making an Appropriation of Funds Accumulated Thru the Administration of the Provisions of Chapter 244 of the Session Laws of 1923, for the Purpose of Assisting in Defraying the Expenses of the North Dakota American Legion Band in Attending the Chicago International Exposition and the National Convention of the American Legion to be held at Chicago in the Year 1933; and the American Legion National Convention for 1934; and Repealing Acts in Conflict Herewith.

Received from House, 876.
First and second reading, 931.
Reference, 931.
Reported back, 1080.

Third reading, 1249.
Passed, 1250.
Signed by President, 1373.

House Bill No. 335

House Bill No. 335. A Bill for an Act Defining Lignite Char and Lignite Briquets for freight rate making purpose. Re-enact Chapter 196 of the Laws of North Dakota for 1931, and to Authorize and Empower Municipalities as Defined in Chapter 196, Laws of 1927, to Issue Bonds for the Purpose of Funding Outstanding Indebtedness Thereof Incurred Prior to January 1, 1933, in Certain Cases.

Received from House, 901.
First and second reading, 935.
Reference, 935.
Reported back, 1081.
Third reading, 1250.
Passed, 1251.
Emergency clause carried, 1251.
Signed by President, 1377.

House Bill No. 340

House Bill No. 340. A Bill for an Act Requiring the Purchasing Agent of the Board of Administration to Buy in Accordance With the United States Bureau of Standard Specifications.

Received from House, 875.
First and second reading, 930.
Reference, 930.
Reported back, 1038.
Third reading, 1161.
Passed, 1162.
Signed by President, 1373.

House Bill No. 342

House Bill No. 342. A Bill for an Act to Amend and Re-enact Chapter 278 of the Session Laws of the State of North Dakota for 1931, Being an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building and Equipping the Same at the City of Bismarck, North Dakota.

Received from House, 877.
First and second reading, 932.
Reference, 932.
Reported back, 959.
Third reading, 1008.
Passed, 1008.
Emergency clause carried, 1008.
Signed by President, 1128.

House Bill No. 343

House Bill No. 343. A Bill for an Act Establishing a Poor Relief Fund in Each of the Several Counties of the State, Providing for the Creation Thereof, Expenditures Therefrom, and Permitting, Under Certain Circumstances, Exceptions to the Laws Relating to Budgets and Levy Limitations.

Received from House, 878.
First and second reading, 933.
Reference, 933.
Reported back, 990.
Third reading, 1111.
Passed, 1112.
Emergency clause carried, 1112.
Signed by President, 1373.

House Bill No. 344

House Bill No. 344. A Bill for an Act to Repeal Chapter 140 of the Session Laws of North Dakota for the Year 1931.

Received from House, 781.
First and second reading, 808.
Reference, 808.
Reported back, 1029.
Third reading, 1119.
Passed, 1120.
Signed by President, 1261.

House Bill No. 349

House Bill No. 349. A Bill for an Act Amending and Re-enacting Section 1904, Compiled Laws 1913 and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Duties of the County, Township, City and Village Assessors in Connection With the Securing of Statistics, Relating to Agriculture and Such Other Subjects as May Be Required by the State Statistician.

Received from House, 876.
First and second reading, 931.
Reference, 931.
Reported back, 990.
Third reading, 1112.
Passed, 1113.
Signed by President, 1371.

House Bill No. 350

House Bill No. 350. A Bill for an Act to Amend and Re-enact Section 340 of the Compiled Laws of North Dakota for 1913, Relating to Advertisement for Leasing School and Public Lands.

Received from House, 924.
First and second reading, 939.

Reference, 939.
Reported back, 1133.
Indefinitely postponed, 1133.

House Bill No. 351

House Bill No. 351. A Bill for an Act to Amend and Re-enact Section 795 of the Compiled Laws of North Dakota of 1913.

Received from House, 901.
First and second reading, 935.
Reference, 935.
Reported back, 1133.
Indefinitely postponed, 1134.

HOUSE CONCURRENT RESOLUTIONS

CONCURRENT RESOLUTION NO. 4

Received from House, 122.
First and second reading, 127.
Reference, 127.
Reported back, 1026.
Third reading, 1298.
Passed, 1298.
Signed by President, 1379.

CONCURRENT RESOLUTION NO. 5

Received from House, 166.
First and second reading, 175.
Reference, 175.
Reported back, 215.
Third reading, 218.
Passed, 219.

CONCURRENT RESOLUTION NO. 6

Received from House, 711.
First and second reading, 733.
Reference, 733.
Reported back, 1026.
Amended, 1026, 1298.
Third reading, 1298.
Passed, 1299.
Signed by President, 1494.

CONCURRENT RESOLUTION NO. 7

Received from House, 879.
Reported back, 974.
Third reading, 1295.
Passed, 1296.
Signed by President, 1379.

CONCURRENT RESOLUTION NO. 8

Received from House, 512.
Reported back, 974.
Third reading, 1296.
Passed, 1297.
Signed by President, 1379.

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787, 1031, 1084, 1091.
Bills, 117, 154, 256, 294, 312, 333, 369, 378, 402, 408, 442,
465, 487, 494, 500.
Resolutions, 475.
Motions, 7, 26, 93, 238, 259, 379, 476, 477, 634, 663, 804,
828, 832, 851, 918, 929, 1043, 1063, 1218, 1254, 1259, 1399,
1407, 1425, 1442, 1466, 1484.
Explanation of vote, 340, 723, 838, 891, 904, 1055, 1218,
1258, 1261, 1342, 1364.
Conference committees, 1322, 1332, 1422, 1434, 1443, 1465,
1468, 1484.

MAGNUSON.

Committees, 18, 63, 64, 65, 66.
Committee reports, 133, 215, 326, 358, 429, 451, 452, 518, 522,
524, 581, 602, 603, 611, 615, 663, 694, 696, 730, 769, 775,
777, 988, 1026, 1082, 1084, 1087, 1088, 1148.
Bills 154, 155, 160, 248, 342, 370, 375, 443, 465, 971.
Motions, 56, 61, 66, 81, 215, 326, 327, 358, 370, 424, 429, 451,
452, 456, 466, 519, 524, 581, 582, 602, 603, 604, 612, 615,
663, 951, 988, 1082, 1083, 1085, 1102, 1238, 1319, 1381,
1416, 1430, 1467, 1485.
Conference committees, 960, 1238, 1242, 1382, 1422, 1432,
1466, 1463, 1483.

MARSHALL.

Committees, 7, 8, 63, 64, 65, 66, 1526.
 Committee reports, 9, 339, 449, 450, 508, 518, 574, 581, 638, 639, 640, 641, 730, 765, 766, 767, 769, 775, 840, 957, 1017, 1018, 1019, 1020, 1024, 1031, 1087, 1088, 1091, 1134, 1147.
 Bills, 56, 100, 223, 341, 375.
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 Motions, 7, 17, 30, 222, 320, 339, 362, 406, 449, 450, 509, 518, 553, 574, 581, 639, 640, 765, 766, 767, 827, 840, 957, 1017, 1019, 1024, 1113, 1134, 1147, 1283, 1307, 1313, 1314, 1316, 1367, 1382, 1450, 1511.
 Explanation of vote, 1366.
 Conference committees, 1149, 1320, 1322, 1334, 1368, 1445, 1501.

MATTHAEI.

Committees, 8, 9, 64, 65, 66, 217.
 Committee reports, 126, 130, 133, 179, 180, 243, 244, 265, 290, 291, 292, 358, 359, 396, 397, 398, 451, 523, 540, 547, 577, 578, 641, 642, 643, 644, 645, 646, 647, 648, 663, 664, 665, 676, 677, 678, 679, 680, 689, 690, 691, 692, 697, 704, 705, 730, 768, 769, 772, 773, 774, 783, 785, 786, 944, 945, 947, 948, 986, 1011, 1012, 1013, 1014, 1018, 1025, 1029, 1031, 1084, 1088, 1090.
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 Motions, 8, 10, 16, 17, 18, 31, 52, 75, 81, 112, 126, 127, 130, 180, 217, 244, 245, 266, 270, 290, 291, 292, 339, 359, 397, 398, 417, 482, 483, 523, 524, 541, 547, 548, 577, 578, 579, 644, 645, 646, 647, 648, 649, 652, 653, 663, 664, 665, 677, 678, 679, 680, 689, 690, 691, 693, 694, 697, 705, 706, 718, 722, 724, 731, 768, 797, 805, 812, 836, 837, 854, 867, 925, 927, 945, 946, 947, 949, 963, 969, 987, 1011, 1012, 1013, 1014, 1018, 1025, 1032, 1035, 1084, 1090, 1091, 1356, 1496, 1501, 1511.
 Explanation of vote, 723, 1339, 1342, 1357.
 Conference committees, 1322, 1333, 1477, 1478, 1486, 1495, 1501.

MIKLETHUN.

Committees, 63, 64, 65, 66.
 Committee reports, 448, 449, 472, 507, 508, 669, 670, 730, 955, 957, 976, 981, 985, 986, 987, 1002, 1020, 1022, 1031, 1083.
 Bills, 66, 67, 100, 101, 106, 107, 293, 341, 349, 423, 443, 489, 501.
 Motions, 106, 180, 256, 448, 508, 669, 670, 712, 796, 803, 859, 860, 889, 903, 955, 957, 978, 982, 985, 986, 987, 1031, 1038, 1040, 1068, 1084, 1154, 1200, 1233, 1262, 1265, 1283, 1329, 1338, 1342, 1349, 1350, 1359, 1368, 1427, 1458, 1468, 1504.
 Explanation of vote, 905, 1356, 1365, 1475, 1498.
 Conference committees, 1188, 1259, 1270, 1317, 1368, 1434, 1445, 1472, 1484.

MILLER.

Committees, 63, 64, 65, 66, 93.
Committee reports, 217, 522, 608, 771, 777, 1029, 1037, 1148,
Bills, 376, 465, 501.
Motions, 217, 1201.
Conference committees, 1421, 1443, 1465, 1480.

MURPHY.

Committees, 63, 64, 65, 66.
Committee reports, 288, 399, 694, 696, 769, 1026, 1027, 1028,
1088, 1089, 1146, 1149.
Bills, 160, 248.
Motions, 78, 172, 240, 288, 306, 482, 840, 951, 960, 1026,
1027, 1028, 1147, 1179, 1238, 1340, 1380, 1409.
Conference committees, 960, 1102, 1238, 1239, 1340.

OLSON.

Committees, 64, 65, 66.
Committee reports, 399, 783, 785, 787.
Bills, 100, 101, 106, 107, 312, 368, 369, 443, 501.
Motions, 89, 119, 312, 340, 362, 373, 1114, 1293.
Explanation of vote, 1475.
Conference committees, 1270, 1317, 1343, 1382, 1466.

PATTEN.

Committees, 63, 64, 65, 66.
Committee reports, 574, 730, 788, 980, 981, 1020, 1074, 1075,
1076, 1077.
Bills, 102, 103, 294, 295, 442.
Motions, 30, 232, 574, 575, 788, 980, 981, 1074, 1075, 1076,
1077, 1187, 1481, 1505.
Conference committees, 368, 454, 1404, 1421, 1468, 1480.

PLATH.

Committees, 63, 64, 65, 66.
Committee reports, 642, 772, 773, 774, 783, 785, 786, 1032,
1092.
Resolutions, 63.
Motions, 892, 960.
Conference committees, 1188, 1343, 1368, 1445.
Committees, 1, 8, 63, 64, 65, 66.
Committee reports, 399, 451, 521, 662, 694, 695, 770, 777,
1027, 1147, 1149.
Bills, 270.
Motions, 147, 854, 855, 1335, 1417, 1420.
Conference committees, 1322, 1333, 1422, 1468.

REGETH.

Committees, 63, 64, 65, 66.
Committee reports, 974, 1029.
Bills, 330, 489.
Resolutions, 373.
Motions, 281, 322, 951, 974, 1381, 1424, 1496.
Explanation of vote, 657, 867, 892, 905, 1316, 1339, 1364,
1409, 1421, 1436, 1498.
Conference committees, 1368, 1382, 1425, 1466.

SIMONSON.

Committees, 63, 64, 65, 66.
Committee reports, 515, 576, 599, 730, 1020, 1133, 1134.
Bills, 497.
Resolutions, 389.
Motions, 577, 599, 600, 927, 1133, 1134, 1295, 1351, 1355,
1483.
Explanation of vote, 1357.
Conference committees, 1368.

STUCKE.

Committees, 7, 63, 64, 65.
Committee reports, 92, 133, 324, 355, 399, 612, 613, 641,
673, 701, 769, 775, 988, 1031, 1087, 1088, 1091.
Bills, 100, 101, 364, 375, 376, 423, 431, 442, 465.
Resolutions, 180, 373.
Motions, 7, 9, 71, 92, 140, 324, 356, 519, 554, 612, 613, 673,
704, 852, 865, 887, 949, 988, 1237, 1357, 1399, 1468.
Explanation of vote, 138, 905, 1361, 1366, 1498.
Conference committees, 1242, 1322, 1333, 1340, 1394, 1398,
1468, 1470, 1489.

TINNES.

Committees, 64, 65, 66.
Committee reports, 121, 515, 522, 777.
Bills, 61, 103, 116, 117, 271, 318, 348, 377, 378, 443, 488.
Motions, 4, 122, 305, 307, 333, 554, 731, 1029, 1266, 1368.
Explanation of vote, 891, 912, 913, 1267.
Conference committees, 1322, 1333, 1343, 1368, 1405, 1421,
1429, 1443.

TROUT.

Committees, 63, 64, 65, 66.
Bills, 294, 332.
Resolutions, 494.
Motions, 160, 238, 329, 431, 616, 949, 1216, 1421, 1446.
Explanation of vote, 905, 1365.
Conference committees, 1343, 1368, 1421, 1446.

THORSON.

Committees, 63, 64, 65.
Committee reports, 394, 542, 545, 645, 974, 979, 983, 984,
990, 1036.
Bills, 312, 378, 402, 501.
Motions, 305, 394, 542, 545, 556, 620, 645, 974, 980, 983,
991, 1123.
Explanation of vote, 892, 905, 1365.
Conference committees, 1344.

TROVATTEN.

Committees, 63, 64, 65.
Committee reports, 729, 1020, 1036, 1146.
Bills, 272.
Resolutions, 293.
Conference committees, 1343, 1434, 1467, 1472, 1485.

WATT.

Committees, 7, 63, 64, 65, 66.
 Committee reports, 79, 80, 134, 399, 522, 694, 696, 729, 769,
 770, 772, 773, 774, 777, 1020, 1037, 1088, 1089.
 Bills, 50, 403.
 Resolutions, 63, 256.
 Motions, 30, 62, 67, 79, 89, 112, 217, 275, 284, 301, 303, 313,
 420, 562, 600, 696, 712, 713, 772, 773, 778, 787, 869, 916,
 920, 993, 1037, 1106, 1119, 1160, 1162, 1477, 1503.
 Explanation of vote, 654, 756, 892, 1113, 1202, 1243.
 Conference committees, 1254, 1322, 1329, 1333, 1477, 1478,
 1490.

WHELAN.

Committees, 30, 63, 64, 65, 66.
 Committee reports, 105, 116, 132, 146, 159, 168, 176, 216,
 235, 245, 255, 264, 281, 288, 310, 324, 338, 355, 363, 371,
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 569, 570, 597, 616, 633, 703, 758, 783, 786, 861, 895, 896,
 942, 954, 1010, 1016, 1069, 1070, 1155, 1158, 1271, 1302,
 1307, 1347, 1383, 1391, 1428, 1459, 1461, 1475, 1490, 1519,
 1520.
 Bills, 67, 142, 229, 284, 423, 459, 461, 497, 498.
 Resolutions, 63, 148.
 Motions, 105, 116, 132, 147, 159, 169, 177, 216, 235, 245,
 256, 265, 281, 288, 311, 324, 338, 355, 372, 393, 412, 415, 428,
 447, 448, 456, 469, 506, 515, 540, 570, 571, 598, 634, 709,
 764, 793, 823, 853, 865, 896, 897, 928, 942, 954, 1011,
 1017, 1070, 1105, 1158, 1261, 1290, 1307, 1310, 1348,
 1392, 1429, 1438, 1461, 1462, 1475, 1491, 1504, 1520, 1521.
 Explanation of vote, 1293, 1357, 1365, 1436, 1439.
 Conference Committees, 1322, 1329, 1332, 1343.

WHITMAN.

Committees, 7, 30, 63, 64, 65.
 Committee reports, 45, 46, 49, 50, 62, 92, 521, 608, 694, 695,
 772, 773, 774, 777, 1149.
 Bills, 142, 228, 284, 321, 341, 460.
 Motions, 45, 46, 50, 319, 401, 407, 431, 475, 526, 532, 553,
 720, 805, 900, 991, 1353.
 Explanation of vote, 1366.
 Conference committees, 1322, 1361, 1368, 1394, 1425.

WOG.

Committees, 64, 65, 222.
 Committee reports, 79, 80, 246, 348, 451, 471, 472, 515, 521,
 608, 663, 694, 695, 770, 772, 773, 774, 777, 1030, 1084,
 1148.
 Bills, 368, 402, 443, 489.
 Motions, 472, 509, 525, 772, 773, 774, 1030, 1031, 1140, 1222.
 Explanation of vote, 1498.
 Conference committees, 1102, 1239, 1322.