

STATE OF NORTH DAKOTA

JOURNAL OF THE HOUSE

of the

REGULAR SESSION

and

SPECIAL SESSION

of the

TWENTY-FIFTH LEGISLATIVE ASSEMBLY

Regular Session, January 5th to March 5th, Inclusive
Special Session, March 8th to March 10th, Inclusive

Both Held in State Capitol,
Bismarck, North Dakota

MATH DAHL, Speaker

MINNIE D. CRAIG, Chief Clerk

BUY "DAKOTA MAID" FLOUR



BISMARCK TRIBUNE
39000

MONDAY, MARCH 8, 1937

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Buy "Dakota Maid" Flour

Journal of the House



SPECIAL SESSION OF
THE LEGISLATIVE ASSEMBLY OF 1937

FIRST DAY

House of Representatives,
Bismarck, North Dakota,
March 8, 1937.

MESSAGE FROM THE GOVERNOR

Bismarck, North Dakota,
March 5, 1937.

Members of the House of Representatives,
Twenty-Fifth Legislative Assembly
of the State of North Dakota.

Gentlemen:

As Governor of the State of North Dakota, under Section 75 of the Constitution of the State of North Dakota, I do hereby state that in my opinion an extraordinary occasion has arisen, and I do hereby convene the Legislative Assembly into a Special Session, the same to convene at nine o'clock A. M., March 8th, 1937.

Respectfully,

WILLIAM LANGER,
Governor.

Pursuant to the Governor's call for an Extraordinary Session to convene at nine o'clock A. M., March 8th, the members of the House of Representatives assembled in the House Chamber and were called to order by Minnie D. Craig, Chief Clerk of the House of Representatives of the Twenty-Fifth Legislative Assembly of the State of North Dakota.

The list of members as certified for the Twenty-Fifth Legislative Assembly was again read, and roll call was had.

All members were present except Representatives Bjornson, Brusseau, Frosaker, Graham, Johnson, Just, Nelson of Cass, Obach, Oglesby, Sticka, Symington, Thompson, Wendland and Wolf.

So a quorum was declared present.

Prayer by the Chaplain, Rev. Benjamin Schliff, Bismarck.

Mr. Godwin moved that a committee of three be appointed to escort Chief Justice A. M. Christianson to the rostrum, which motion prevailed, and the Chief Clerk appointed to such committee Representatives LaBerge, Hultstrand and Gessner, who escorted the Chief Justice to the rostrum.

Mr. Twichell nominated Math Dahl for the office of Speaker of the House.

Mr. Godwin moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Math Dahl as Speaker, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holmquist	Page
Akland	Holthusen	Peterson, Bot'neau
Anderson	Hultstrand	Peterson, Renville
Anfinson	Huseby	Peterson, Richland
Beasley	Ireland	Pewe
Beaton	Jensen	Rait
Beggs	Jones	Ritter
Benno	Jury	Sand
Biberdorf	Kapaun	Sandness
Bieloh	Knudson, Steele	Saumur
Billigmeier	Knutson, LaMoure	Savre
Black	Krank	Schauss
Blair	Kraus	Schimke
Brown	LaBerge	Seibel
Burgum	Langford	Semerad
Byrne	Leum	Severson
Caddell	Levin	Shure, Cass
Dalzell	Livingston	Shurr, Bottineau
Day	McInnes	Solberg
Dittmer	McIntee	Stray
Dullea	Magill	Thoreson
Fitch	Morland	Traynor
Freitag	Morris	Treffry
Frey	Myers	Trydahl
Gessner	Niewoehner	Tuff
Gilberg	Nelson, Sargent	Tweten
Godwin	Norheim	Twichell
Goodlaxon	O'Brien	Urschel
Greiser	Odegard	White
Hagen	Olson, Adams	Wick
Haines	Olson, Bowman	Williams
Hofstrand	Olson, McLean	Mr. Speaker
Holm	Olson, Sargent	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjornson	Johnson	Sticka
Brusseau	Just	Symington
Frazier	Nelson, Cass	Thompson
Frosaker	Obach	Wendland
Graham	Oglesby	Wolf

So Math Dahl was duly elected Speaker of the House of Representatives.

Mr. Traynor moved that the Chief Clerk appoint a committee of three to escort the Speaker-elect to the rostrum, which prevailed and the Chief Clerk appointed to such committee, Representatives Anderson, Nelson of Sargent, and Saumur, who escorted the Speaker to the rostrum.

The Chief Justice administered the oath of office to Math Dahl as Speaker of the House of Representatives.

A committee from the Senate notified the House that the Senate was organized and ready for business.

Mrs. Olson of McLean nominated Mrs. Minnie D. Craig for the position of Chief Clerk.

Mr. Caddell moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Minnie D. Craig as Chief Clerk, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Haines	Olson, Bowman
Akland	Hofstrand	Olson, McLean
Anderson	Holm	Olson, Sargent
Anfinson	Holmquist	Page
Beasley	Holthusen	Peterson, Bot'neau
Beaton	Hultstrand	Peterson, Renville
Beggs	Huseby	Peterson, Richland
Benno	Ireland	Pewe
Biberdorf	Jensen	Rait
Bieloh	Johnson	Ritter
Billigmeier	Jones	Sand
Bjornson	Jury	Sandness
Black	Just	Saumur
Blair	Kapaun	Schauss
Brown	Knutson, LaMoure	Schimke
Brusseau	Krank	Seibel
Burgum	Kraus	Semerad
Byrne	LaBerge	Severson
Caddell	Langford	Shure, Cass
Dalzell	Leum	Shurr, Bottineau
Day	Levin	Solberg
Dittmer	Livingston	Stray

Messrs.	Messrs.	Messrs.
Dullea	McInnes	Thoreson
Fitch	McIntee	Traynor
Frazier	Magill	Trydahl
Freitag	Morland	Tuff
Frey	Morris	Tweten
Gessner	Myers	Twichell
Gilberg	Niewoehner	Urschel
Godwin	Nelson, Sargent	White
Goodlaxon	Norheim	Wick
Graham	O'Brien	Williams
Greiser	Odegard	Mr. Speaker
Hagen	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Frosaker	Oglesby	Thompson
Knudson, Steele	Savre	Treffry
Nelson, Cass	Sticka	Wendland
Obach	Symington	Wolf

So Minnie D. Craig was elected Chief Clerk.

The Speaker administered the oath of office to Mrs. Minnie D. Craig as Chief Clerk.

Mr. Hagen nominated B. J. Monaghan for the position of Sergeant-at-Arms.

Mr. Frazier moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of B. J. Monaghan as Sergeant-at-Arms, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holmquist	Olson, McLean
Akland	Holthusen	Olson, Sargent
Anderson	Hultstrand	Page
Andinson	Huseby	Peterson, Bot'neau
Beasley	Ireland	Peterson, Renville
Beaton	Jensen	Peterson, Richland
Beggs	Jones	Pewe
Benno	Jury	Rait
Biberdorf	Just	Ritter
Bieloh	Kapaun	Sand
Billigmeier	Knudson, Steele	Sandness
Black	Krank	Saumur
Blair	Kraus	Schauss
Brown	LaBerge	Schimke
Byrne	Langford	Semerad
Caddell	Leum	Severson
Dalzell	Levin	Shure, Cass
Day	Livingston	Shurr, Bottineau

Messrs.	Messrs.	Messrs.
Dittmer	McInnes	Solberg
Dullea	McIntee	Stray
Fitch	Magill	Thoreson
Frazier	Morland	Traynor
Frey	Morris	Trydahl
Gessner	Myers	Tuff
Gilberg	Niewoehner	Tweten
Godwin	Nelson, Sargent	Twichell
Goodlaxon	Norheim	Urschel
Greiser	O'Brien	White
Hagen	Odegard	Wick
Haines	Olson, Adams	Williams
Hofstrand	Olson, Bowman	Mr. Speaker
Holm		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjornson	Knutson, LaMoure	Sticka
Brusseau	Nelson, Cass	Symington
Burgum	Obach	Thompson
Freitag	Oglesby	Treffry
Frosaker	Savre	Wendland
Graham	Seibel	Wolf
Johnson		

So B. J. Monaghan was elected Sergeant-at-Arms.

The Speaker administered the oath of office to B. J. Monaghan as Sergeant-at-Arms.

Mr. White nominated Helen Ulsrud for the office of Desk Reporter.

Mr. Kapaun moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Helen Ulsrud as Desk Reporter, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hofstrand	Olson, Bowman
Akland	Holm	Olson, McLean
Anderson	Holmquist	Olson, Sargent
Anfinson	Holthusen	Page
Beasley	Hultstrand	Peterson, Bot'neau
Beaton	Huseby	Peterson, Renville
Beggs	Ireland	Peterson, Richland
Benno	Jensen	Pewe
Biberdorf	Jones	Rait
Bieloh	Jury	Ritter
Billigmeier	Just	Sand
Bjornson	Kapaun	Sandness
Black	Knudson, Steele	Saumur
Blair	Knutson, LaMoure	Schauss

Messrs.	Messrs.	Messrs.
Brown	Krank	Schimke
Burgum	Kraus	Semerad
Byrne	LaBerge	Severson
Caddell	Langford	Shure, Cass
Dalzell	Leum	Shurr, Bottineau
Day	Levin	Solberg
Dittmer	Livingston	Stray
Dullea	McInnes	Thoreson
Fitch	McIntee	Traynor
Frazier	Magill	Trydahl
Freitag	Morland	Tuff
Frey	Morris	Tweten
Gessner	Myers	Twichell
Gilberg	Niewoehner	Urschel
Godwin	Nelson, Sargent	White
Goodlaxon	Norheim	Wick
Greiser	O'Brien	Williams
Hagen	Odegard	Mr. Speaker
Haines	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brusseau	Obach	Symington
Frosaker	Oglesby	Thompson
Graham	Savre	Treffry
Johnson	Seibel	Wendland
Nelson, Cass	Sticka	Wolf

So Helen Ulsrud was elected as Desk Reporter.

The Speaker administered the oath of office to Helen Ulsrud as Desk Reporter.

Mr. Page moved that the Speaker appoint a committee of three to notify the Senate that the House was organized and ready for business, which motion prevailed, and the Speaker appointed to such committee Representatives Page, Niewoehner and Traynor.

Mr. Twichell moved that the Special Session adopt the rules and procedure of the House of the regular Twenty-fifth Legislative Assembly, except that special rules and procedure may be adopted governing the introduction of bills and resolutions, and their passage through the house, which motion prevailed.

Mr. Twichell moved that the committees, both regular and joint, of the Twenty-fifth Legislative Assembly, be retained, which motion prevailed.

Mr. Godwin moved that the rules concerning the courtesies of the floor be rigidly enforced and modified to the extent of keeping all people other than those on official business from the lower corridor during the Special Session, which motion prevailed.

Mr. Dalzell moved that the Speaker appoint a committee of three to notify the Governor that the House was organized

and ready to do business, which motion prevailed, and the Speaker appointed to such committee Representatives Dalzell, Kraus and Benno.

SIXTH ORDER OF BUSINESS

Mr. Speaker: Your Committee on Employment places in nomination the names of the following, for the respective positions and recommend their employment with your approval:

Herman Lybeck—Assistant Sergeant-at-Arms.
 Bertha Varney—Enrolling and Engrossing Stenographer.
 Dorthea Tabbert—Enrolling and Engrossing Stenographer.
 Marie Garske—Stenographer.
 Mabel Engeseth—Stenographer.
 Mrs. Clara Kane—Stenographer.
 Margaret McDonald—Stenographer.
 J. J. Fischer—Committee Clerk.
 Asher Anderson—Committee Clerk.
 Ray Cooper—Assistant Postmaster.
 Mrs. H. B. Kolstad—Postmaster.
 Kenneth Morgan—Page.
 Wm. Rathbun—Page.
 Andre Gratten—Page.
 James J. Flynn—Page.
 Mrs. Ruby Williams—Telephone Messenger.
 Arnold Banse—Enrolling and Engrossing Clerk.
 F. B. Sharkey—Proofreader.
 Mrs. Sena Ingberg—Assistant Proofreader.
 Alfred Gast—Janitor.
 John Byrne—Janitor.
 Nels Peterson—Janitor.
 Thomas Crawford—Janitor and Night Watchman.
 Andreas Wolf—Janitor.
 V. L. Gilbreath—Enrolling and Engrossing Clerk.
 Anton J. Schmidt—Doorkeeper, Lower Gallery.
 W. S. Place—Doorkeeper, Lower Gallery.
 F. L. Bowerman—Doorkeeper, Upper Gallery.
 Bernard Schauss—Doorkeeper, Upper Gallery.
 H. C. Epping—Chief Mailing Clerk.
 Gottlieb Diede—Assistant Mailing Clerk.

EDWARD SAVRE,
 Chairman.

Mr. Savre moved the adoption of the report.

ROLL CALL

The question being on the adoption of the report and the election of the nominees, the roll was called and there were ayes, 96; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holm	Olson, McLean
Akland	Holmquist	Olson, Sargent
Anderson	Holthusen	Page
Anfinson	Hultstrand	Peterson, Bot'neau
Beasley	Huseby	Peterson, Renville
Beaton	Ireland	Peterson, Richland
Beggs	Jensen	Pewe
Benno	Jones	Rait
Biberdorf	Jury	Ritter
Bieloh	Just	Sand
Billigmeier	Kapaun	Sandness
Bjornson	Knudson, Steele	Saumur
Black	Krank	Savre
Blair	Kraus	Schauss
Brown	LaBerge	Schimke
Burgum	Langford	Semerad
Byrne	Leum	Severson
Caddell	Levin	Shurr, Bottineau
Dalzell	Livingston	Solberg
Day	McInnes	Stray
Dittmer	McIntee	Thoreson
Dullea	Magill	Traynor
Fitch	Morland	Trydahl
Freitag	Morris	Tuff
Frey	Myers	Tweten
Frosaker	Niewoehner	Twichell
Gilberg	Nelson, Sargent	Urschel
Goodlaxon	Norheim	White
Greiser	O'Brien	Wick
Hagen	Odegard	Williams
Haines	Olson, Adams	Wolf
Hofstrand	Olson, Bowman	Mr. Speaker

Those voting in the negative were:

Messrs.
Frazier

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brusseau	Nelson, Cass	Sticka
Gessner	Obach	Symington
Godwin	Oglesby	Thompson
Graham	Seibel	Treffry
Johnson	Shure, Cass	Wendland
Knutson, LaMoure		

So the nominees were declared duly elected.

Mr. Godwin nominated J. M. Anderson and Paul C. Bennett for the positions of First Assistant Chief Clerk and Second Assistant Chief Clerk, respectively.

Mr. Page moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of J. M. Anderson as First Assistant Chief Clerk, and Paul C. Bennett as Second Assistant Chief Clerk, the roll was called and there were ayes, 98; nays, 0; passed, 2; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Page
Akland	Hultstrand	Peterson, Bot'neau
Anderson	Huseby	Peterson, Renville
Beasley	Ireland	Peterson, Richland
Beaton	Jensen	Pewe
Beggs	Jones	Rait
Benno	Jury	Ritter
Biberdorf	Just	Sand
Bieloh	Kapaun	Sandness
Billigmeier	Knudson, Steele	Saumur
Bjornson	Knutson, LaMoure	Savre
Black	Krank	Schauss
Blair	Kraus	Schimke
Brown	LaBerge	Semerad
Burgum	Langford	Severson
Caddell	Leum	Shure, Cass
Dalzell	Levin	Shurr, Bottineau
Day	Livingston	Solberg
Dittmer	McInnes	Stray
Dullea	McIntee	Thoreson
Freitag	Magill	Traynor
Frey	Morland	Treffry
Frosaker	Morris	Trydahl
Gessner	Myers	Tuff
Gilberg	Niewoehner	Tweten
Godwin	Nelson, Sargent	Twichell
Goodlaxon	Norheim	Urschel
Greiser	O'Brien	White
Hagen	Odegard	Wick
Haines	Olson, Adams	Williams
Hofstrand	Olson, Bowman	Wolf
Holm	Olson, McLean	Mr. Speaker
Holmquist	Olson, Sargent	

Passed

Messrs.	Messrs.
Anfinson	Byrne

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brusseau	Nelson, Cass	Sticka
Fitch	Obach	Symington
Frazier	Oglesby	Thompson
Graham	Seibel	Wendland
Johnson		

So the nominees were declared duly elected.

Mr. Dalzell reported that the committee had notified the Governor that the House was organized and ready to do business.

The Speaker administered the oath of office to Herman Lybeck, Assistant Sergeant-at-Arms; Bertha Varney, Enrolling and Engrossing Stenographer; Dorthea Tabbert, Enrolling and Engrossing Stenographer; Marie Garske, Mabel Engeseth, Mrs. Clara Kane and Margaret McDonald, Stenographers; J. J. Fischer and Asher Anderson, Committee Clerks; Ray Cooper, Assistant Postmaster; Mrs. H. B. Kolstad, Postmaster; Kenneth Morgan, William Rathbun, Andre Gratten and James J. Flynn, Pages; Mrs. Ruby Williams, Telephone Messenger; Arnold Banse, Enrolling and Engrossing Clerk; Mrs. Sena Ingberg, Assistant Proof Reader; Alfred Gast, John Byrne and Andreas Wolf, Janitors; Thomas Crawford, Janitor and Night Watchman; V. L. Gilbreath, Enrolling and Engrossing Clerk; Anton J. Schmidt and W. S. Place, Doorkeepers, lower gallery; F. L. Bowerman and Bernard Schauss, Doorkeepers, upper gallery; H. C. Epping, Chief Mailing Clerk; Gottlieb Diede, Assistant Mailing Clerk; J. M. Anderson, First Assistant Chief Clerk; and Paul C. Bennett, Second Assistant Chief Clerk.

Mr. Wolf nominated Walter Bubel as Bill Clerk for the House of Representatives.

Mr. Sand moved that the nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Walter Bubel as Bill Clerk, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holmquist	Page
Akland	Holthusen	Peterson, Bot'neau
Anderson	Hultstrand	Peterson, Richland
Anfinson	Huseby	Pewe
Beaton	Ireland	Rait
Beggs	Jensen	Ritter
Benno	Jones	Sand
Biberdorf	Jury	Sandness
Bieloh	Just	Saumur
Billigmeier	Kapaun	Savre
Bjornson	Knudson, Steele	Schauss
Blair	Krank	Semerad
Brown	Kraus	Severson
Burgum	LaBerge	Shure, Cass
Byrne	Langford	Shurr, Bottineau
Caddell	Leum	Solberg
Dalzell	Levin	Sticka
Day	McInnes	Stray
Dittmer	McIntee	Thoreson
Dullea	Magill	Traynor

Messrs.	Messrs.	Messrs.
Freitag	Morland	Treffry
Frey	Morris	Trydahl
Frosaker	Myers	Tuff
Gessner	Niewoehner	Tweten
Gilberg	Nelson, Sargent	Twichell
Godwin	Norheim	Urschel
Goodlaxon	O'Brien	White
Greiser	Odegard	Wick
Hagen	Olson, Adams	Williams
Haines	Olson, Bowman	Wolf
Hofstrand	Olson, Sargent	Mr. Speaker
Holm		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beasley	Knutson, LaMoure	Peterson, Renville
Black	Livingston	Schimke
Brusseau	Nelson, Cass	Seibel
Fitch	Obach	Symington
Frazier	Oglesby	Thompson
Graham	Olson, McLean	Wendland
Johnson		

So Walter Bubel was duly elected Bill Clerk.

The Speaker administered the oath of office to Walter Bubel as Bill Clerk.

Mr. Twichell moved that the absent members be excused from attendance for the first legislative day of the Extraordinary Assembly.

Which motion prevailed.

Mr. Godwin moved that the House recess until 1:00 P. M., which motion prevailed, and the House recessed.

AFTER RECESS

The House convened at 1:00 P. M., pursuant to recess, Speaker Dahl presiding.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1937.

Mr. Speaker: I have the honor to transmit herewith the following resolution:

JOINT RESOLUTION "A".

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

THOMAS McDONALD,
Secretary.

Mr. Godwin: I move that a committee of three, of which the mover shall not be a member, be appointed to notify the Senate that we will be ready to receive them in Joint Session, to receive the Message of the Governor, at 1:30 P. M. The motion prevailed, and the Speaker appointed to such committee, Representatives Frazier, Gilberg and Hagen.

Mr. Burgum moved that the owner of the loud speaking equipment be compensated at the rate of five dollars (\$5.00) per day for the use of the equipment during the duration of the special session.

ROLL CALL

The question being on Mr. Burgum's motion, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holmquist	Olson, Sargent
Anderson	Holthusen	Page
Anfinson	Hultstrand	Peterson, Bot'neau
Beasley	Huseby	Peterson, Renville
Beaton	Ireland	Peterson, Richland
Beggs	Jones	Pewe
Benno	Jury	Rait
Biberdorf	Just	Sand
Bieloh	Kapaun	Sandness
Billigmeier	Knudson, Steele	Saumur
Bjornson	Knutson, LaMoure	Savre
Black	Krank	Schauss
Blair	Kraus	Schimke
Burgum	LaBerge	Semerad
Byrne	Langford	Severson
Caddell	Leum	Shurr, Bottineau
Dalzell	Levin	Solberg
Day	Livingston	Stray
Dittmer	McInnes	Symington
Dullea	McIntee	Thompson
Fitch	Magill	Thoreson
Frazier	Morland	Traynor
Freitag	Morris	Treffry
Frosaker	Myers	Trydahl
Gessner	Niewoehner	Tuff
Godwin	Nelson, Sargent	Tweten
Goodlaxon	Norheim	Twichell
Graham	Obach	Urschel
Greiser	O'Brien	White
Hagen	Odegard	Wick
Haines	Olson, Adams	Williams
Hofstrand	Olson, Bowman	Wolf
Holm	Olson, McLean	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Akland	Jensen	Seibel
Brown	Johnson	Shure, Cass

Messrs.	Messrs.	Messrs.
Brusseau	Nelson, Cass	Sticka
Frey	Oglesby	Wendland
Gilberg	Ritter	

So the motion prevailed.

Mr. Godwin moved that the House recess to go into Joint Session with the Senate, and to reconvene at the conclusion of the Joint Session, which motion prevailed and the House recessed.

JOINT SESSION

The Joint Session was called to order by President Thoresen.

The roll call of the Senate disclosed 44 present and 5 absent; the roll call of the House disclosed 104 present and 9 absent.

So a quorum was declared present.

Senator Streibel moved that a committee of three be appointed to notify the Governor that the assembly was ready to receive his message, and to escort the Governor to the rostrum, which motion prevailed, and Senator Streibel and Representatives Thoreson and Traynor were appointed to such committee.

The committee escorted Governor Langer to the rostrum.

President Thoresen: "In accordance with the constitutional requirements we are about to receive the message of the Chief Executive of the state of North Dakota addressed to this Extraordinary Session of the Twenty-Fifth Legislative Assembly, and I have the honor and the privilege to present to you our Governor, William Langer."

Governor Langer:

A summary of the legislation that has been enacted at the recent session of the Twenty-Fifth Legislative Assembly shows that there has not been sufficient revenue provided for by the legislation enacted to finance the operation of our educational and other institutions, and carrying on the affairs of the State Government. This creates an emergency.

I have called this extraordinary session of the Legislative Assembly, in order that a sufficient revenue bill may be passed.

This Session should be short.

I recommend:

FIRST: That you enact an adequate income tax law with an emergency clause.

SECOND: That you appropriate money for the State Normal Schools at Valley City and Mayville, North Dakota.

THIRD: The Attorney General having held that the bill previously passed providing for the appropriation of Fifty Thousand Dollars with which to pay the farmers for cattle infected with tuberculosis was faulty, I vetoed the same. I recommend that the bill be changed to comply with the Attorney General's suggestion, and that the same be passed.

FOURTH: That the drivers' license law be re-enacted, with such rates as you think necessary.

FIFTH: Over six hundred measures have been submitted to you during the Regular Session. If perchance any measure was during the rush of work inadvertently neglected, or which you believe of sufficient importance to warrant its consideration now, I recommend that you give it your attention.

Very respectfully,

WILLIAM LANGER,
Governor.

Dated this 8th day of March, 1937.

Senator Watt moved that the Joint Session now dissolve.

Which motion prevailed.

The House convened pursuant to recess, Speaker Dahl presiding.

The Speaker administered the oath of office to F. B. Sharkey, Proofreader, and Nels Peterson, Janitor.

SEVENTH ORDER OF BUSINESS

JOINT RESOLUTION "A" was read.

Mr. Godwin moved that Joint Resolution "A" be referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Godwin moved that the House recess until 4:00 P. M., which motion prevailed, and the House recessed.

AFTER RECESS

The House convened at 4:00 P. M., pursuant to recess, Speaker Dahl presiding.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the Board of Administration be authorized to furnish supplies for this Extraordinary Session of the Legislature, and to charge such supplies to legislative expense.

ROLL CALL

The question being on Mr. Godwin's motion, the roll was

called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hofstrand	Olson, Adams
Akland	Holm	Olson, Bowman
Anderson	Holmquist	Olson, McLean
Anfinson	Holthusen	Olson, Sargent
Beasley	Hultstrand	Page
Beaton	Huseby	Peterson, Renville
Beggs	Ireland	Peterson, Richland
Biberdorf	Jensen	Pewe
Bieloh	Jones	Rait
Billigmeier	Jury	Ritter
Bjornson	Just	Sand
Black	Kapaun	Sandness
Blair	Knudson, Steele	Saumur
Brown	Knutson, LaMoure	Savre
Brusseau	Krank	Schauss
Burgum	Kraus	Semerad
Byrne	LaBerge	Severson
Caddell	Langford	Shure, Cass
Dalzell	Leum	Shurr, Bottineau
Day	Levin	Solberg
Dittmer	Livingston	Thompson-
Dullea	McInnes	Thoreson
Fitch	McIntee	Traynor
Frazier	Magill	Treffry
Freitag	Morland	Trydahl
Frey	Morris	Tuff
Frosaker	Myers	Tweten
Gessner	Niewoehner	Twichell
Gilberg	Nelson, Sargent	Urschel
Godwin	Norheim	White
Goodlaxon	Obach	Wick
Graham	O'Brien	Williams
Greiser	Odegard	Wolf
Hagen	Oglesby	Mr. Speaker
Haines		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benno	Schimke	Stray
Johnson	Seibel	Symington
Nelson, Cass	Sticka	Wendland
Peterson, Bot'neau		

So the motion prevailed.

TENTH ORDER OF BUSINESS

FIRST READING OF HOUSE BILLS

The Committee on Livestock introduced:

House Bill No. 1. 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.

Which was read the first time and referred to the Committee on Appropriations.

Messrs. Byrne and Schauss introduced:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications.

Which was read the first time and referred to the Committee on Highways and Bridges.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred Joint Resolution "A" of Senate and House of Representatives, have had the same under consideration and recommend that the same be amended as follows:

At the end of sub-section (5), add the following: "Sub-section (6). A Bill to provide for Motor Vehicle Driver's License and to increase the number of Highway Patrol from ten to twenty".

And when so amended recommend the same do pass.

VAL P. WOLF,
Chairman.

Mr. Twichell moved that the report be adopted.

A division was called for and the motion prevailed.

Mr. Byrne moved that House Bill No. 2 be re-referred to the Committee on State Affairs, which motion prevailed.

Mr. Twichell moved that the rules be suspended and that Joint Resolution be adopted as amended by the House, which motion prevailed, and Joint Resolution "A" was adopted.

TENTH ORDER OF BUSINESS

FIRST READING OF HOUSE BILLS

The Committee on Tax and Tax Laws introduced:

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws

of 1913 and Acts Amendatory Thereof; Providing When Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

FIFTH ORDER OF BUSINESS

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications.

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

At the end of the title, strike out the period and insert in lieu thereof a semicolon and add the following: "And Declaring an Emergency."

In line 4, Section 12, page 7 of the original bill, strike out the word "it" and insert in lieu thereof the word "him".

And when so amended recommend the same do pass.

VAL P. WOLF,
Chairman.

Mr. Bjornson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the rules be suspended and that the House adopt the amendments of the Standing Committee to House Bill No. 2.

Which motion prevailed.

Mr. Twichell moved that House Bill No. 2 be placed on the calendar for the next legislative day.

Which motion prevailed.

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

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

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

On original bill, page 7, Section 6, line 8, divide the word "inequity" to read "in equity".

And when so amended recommend the same do pass.

N. P. JENSEN,
Chairman.

Mr. Kapaun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the rules be suspended and that the House adopt the amendments of the Standing Committee to House Bill No. 3.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 3 be placed on the calendar for the next legislative day.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the printing of the bills and Journals be continued as to number and mailing lists as of the Twenty-fifth Legislative Assembly.

ROLL CALL

The question being on Mr. Godwin's motion, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hagen	Oglesby
Akland	Haines	Olson, Adams

Messrs.	Messrs.	Messrs.
Anderson	Hofstrand	Olson, Bowman
Anfinson	Holm	Olson, Sargent
Beasley	Holmquist	Page
Beaton	Holthusen	Peterson, Renville
Beggs	Hultstrand	Peterson, Richland
Benno	Huseby	Pewe
Biberdorf	Ireland	Rait
Bieloh	Jensen	Ritter
Billigmeier	Johnson	Sandness
Bjornson	Jones	Saumur
Black	Jury	Schauss
Blair	Just	Schimke
Brown	Kapaun	Semerad
Brusseau	Knutson, LaMoure	Severson
Burgum	Krank	Shure, Cass
Byrne	Kraus	Shurr, Bottineau
Caddell	Langford	Solberg
Dalzell	Livingston	Stray
Day	McInnes	Thompson
Dittmer	McIntee	Thoreson
Dullea	Magill	Traynor
Fitch	Morland	Trydahl
Frazier	Morris	Tuff
Freitag	Myers	Tweten
Frey	Niewoehner	Twichell
Frosaker	Nelson, Sargent	Urschel
Gessner	Norheim	White
Gilberg	Obach	Wick
Goodlaxon	O'Brien	Wolf
Graham	Odegard	Mr. Speaker
Greiser		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	Olson, McLean	Sticka
Knudson, Steele	Peterson, Bot'neau	Symington
LaBerge	Sand	Treffry
Leum	Savre	Wendland
Levin	Seibel	Williams
Nelson, Cass		

So the motion prevailed.

FIFTH ORDER OF BUSINESS

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 1. 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:

In line 3 of the title of the original bill strike out the period (.) after the word "therewith" and insert a semi-colon (;) and add the following "And Declaring an Emergency."

In Section 1, line 3 of the original bill strike out the figures "\$60,000.00" and insert in lieu thereof the figures "\$50,000.00".

In line 5, Sec. 1, after the word "destroyed," and before the word "and" insert the following: "or may be destroyed after the passage of this act".

In line 7 insert a period (.) after the word "thereto" at the end of the line.

Strike out all of line 8 in Section 1.

Insert as new Section the following: "Section 2. EMERGENCY.) This Act is 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.

PAUL A. SAND,
Chairman.

Mr. Beggs moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the rules be suspended and that the House adopt the amendments of the standing committee to House Bill No. 1, which motion prevailed.

Mr. Twichell moved that House Bill No. 1 be placed on the calendar for the next legislative day, which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: Wayne Murry, C. O. Carlson, Chris W. Linnertz, Minot; James Murphy, Beulah; Mrs. Dr. Miller, Bismarck; Adam Lefor, Dickinson; Chas. Reed, Sentinel Butte; O. J. Olson, Wilton; Fred Waugler, Balta; Margaret Ike, Ray; Frank Vogel, Bismarck; Mrs. Thomas Whelan, St. Thomas; Mrs. H. D. Knudson, Finley; Arth Keesan, Keene; Ralph Keel, Underwood.

Mr. Godwin moved that the House recess until 8:50 A. M. tomorrow, which motion prevailed, and the House recessed.

MINNIE D. CRAIG,
Chief Clerk.

FIRST DAY AFTER RECESS AND SECOND DAY

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

The House convened at 8:50 A. M., pursuant to recess, Speaker Dahl presiding.

Mr. Sand moved that the House adjourn, which motion prevailed, and the House adjourned.

SECOND DAY

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

The House assembled at 9:00 A. M., pursuant to adjournment, Speaker Dahl presiding.

Prayer by Rev. William Lemke of Bismarck.

The roll was called and all members were present except Representatives Black, Byrne, Day, Godwin, Hagen, Johnson, Jury, Knutson of LaMoure, McInnes, Magill, O'Brien, Olson of Bowman, Page, Peterson of Bottineau, Savre, Schimke, Severson, Sticka, Stray, Treffry, Tweten, Wendland and White.

So a quorum was declared present.

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

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

On page 1, before the words "Twenty-fifth Legislative Assembly", insert the words "Special Session of the"

And when so corrected recommend that the same be approved.

H. R. FREITAG,
Chairman.

Mr. Thoreson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

Mr. President: I have the honor to return

JOINT RESOLUTION "A" of the Senate and House of Representatives, which the House has amended as follows:

At the end of subsection (5) add the following: "Subsection (6) A Bill to provide for Motor Vehicle Drivers License and to increase the number of Highway Patrol from ten to twenty."

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Joint Resolution "A"

Very respectfully,

THOMAS McDONALD,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 1. 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 Declaring an Emergency.

Also,

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of

Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

Also,

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

And find the same correctly engrossed.

L. R. BURGUM,
Vice Chairman.

Mr. Trydahl moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to transmit herewith the following resolution:

SENATE CONCURRENT RESOLUTION "B".

Which the Senate has adopted your favorable consideration is respectfully requested.

Very respectfully,

THOMAS McDONALD,
Secretary.

The Speaker called Mr. Fitch to the chair.

The Speaker resumed the chair.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 1. 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. 2. 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.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

TWELFTH ORDER OF BUSINESS

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to inform you that the President has appointed the standing Senate mileage and per diem committee to confer with the standing House mileage and per diem committee with regard to mileage and per diem of the Special Session of the Twenty-Fifth Legislative Assembly.

Very respectfully,

THOMAS McDONALD,
Secretary.

Mr. Traynor moved that the chair be instructed to appoint the committee of Mileage and Per Diem which acted for the Twenty-Fifth Legislative Assembly to confer with the like committee from the Senate, with the understanding that they get a ruling from the Attorney General as to his interpretation of Section 45 of the Constitution as relates to the particular situation existing at this time, and further as to the circumstances under which members are entitled to receive mileage for the Special Session, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 1. 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 time and referred to the Committee on Appropriations.

Senate Bill No. 2. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

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

SEVENTH ORDER OF BUSINESS

SENATE CONCURRENT RESOLUTION "B", Introduced by Employment Committee, Providing for salaries of employees.

Was read.

Mr. Godwin moved that Senate Concurrent Resolution "B" be adopted.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "B", the roll was called and there were ayes, 81; nays, 15; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hultstrand	Odegard
Anfinson	Huseby	Olson, Adams
Beasley	Ireland	Olson, Bowman
Beaton	Jensen	Page
Benno	Johnson	Peterson, Bot'neau
Biberdorf	Jones	Peterson, Richland
Bieloh	Jury	Pewe
Billigmeier	Just	Rait
Bjornson	Kapaun	Sandness
Blair	Knudson, Steele	Saumur
Brown	Krank	Schauss
Brusseau	Kraus	Seibel
Dalzell	LaBerge	Severson
Day	Langford	Shure, Cass
Dullea	Leum	Solberg
Fitch	Levin	Sticka
Frey	Livingston	Symington
Frosaker	McInnes	Thompson
Gilberg	McIntee	Traynor
Godwin	Magill	Treffry
Graham	Morland	Trydahl
Hagen	Morris	Tweten
Haines.	Niewoehner	Twichell
Hofstrand	Nelson, Cass	Urschel
Holm	Nelson, Sargent	Wick
Holmquist	Norheim	Wolf
Holthusen	Obach	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Freitag	Sand
Akland	Myers	Semerad
Beggs	O'Brien	Thoreson

Messrs.	Messrs.	Messrs.
Black	Oglesby	Tuff
Frazier	Oison, McLean	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Greiser	Schimke
Byrne	Knutson, LaMoure	Shurr, Bottineau
Caddell	Olson, Sargent	Stray
Dittmer	Peterson, Renville	Wendland
Gessner	Ritter	White
Goodlaxon	Savre	

So Senate Concurrent Resolution "B" was adopted.

Mr. Akland: I vote "no" because I don't think it is right to keep on three employes from Kidder County, and discharge the only employee we had from Sheridan County. I am voting "no".

Mr. Magill: We have not in this legislature a single employe from Ransom County. We asked no favors, and met with no disappointments. I vote "aye".

Mr. Adam: I am going to change my vote from "aye" to "no" on account of the fact that the House released our employes from Sheridan County. The Senate retained every employe. I vote "no".

House Bill No. 1. 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 Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Olson, McLean
Akland	Hultstrand	Olson, Sargent
Anderson	Huseby	Page
Anfinson	Ireland	Peterson, Bot'neau
Beaton	Jensen	Peterson, Renville
Beggs	Johnson	Peterson, Richland
Benno	Jones	Pewe
Biberdorf	Jury	Rait
Bieloh	Just	Sand
Billigmeier	Kapaun	Sandness
Bjornson	Knudson, Steele	Saumur
Black	Krank	Schauss
Blair	Kraus	Schimke
Brown	LaBerge	Seibel
Brusseau	Langford	Severson

Messrs.	Messrs.	Messrs.
Caddell	Leum	Shure, Cass
Dalzell	Levin	Solberg
Day	Livingston	Sticka
Dittmer	McInnes	Symington
Dullea	McIntee	Thompson
Frazier	Magill	Thoreson
Freitag	Morland	Traynor
Frey	Morris	Treffry
Frosaker	Myers	Trydahl
Gilberg	Niewoehner	Tuff
Godwin	Nelson, Cass	Tweten
Goodlaxon	Nelson, Sargent	Twichell
Graham	Norheim	Urschel
Greiser	Obach	White
Hagen	O'Brien	Wick
Haines	Odegard	Williams
Hofstrand	Oglesby	Wolf
Holm	Olson, Adams	Mr. Speaker
Holmquist	Olson, Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beasley	Gessner	Semerad
Burgum	Knutson, LaMoure	Shurr, Bottineau
Byrne	Ritter	Stray
Fitch	Savre	Wendland

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

Mr. Sand moved that the vote by which House Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

Was read the second time.

Mr. Niewoehner asked the unanimous consent of the House to amend House Bill No. 2 as follows:

On page 15, line 14, strike out the word "twenty" and insert in lieu thereof the word "ten".

Which consent was denied.

Mr. Wolf moved the previous question.

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, 57; nays, 48; absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Rait
Anderson	Hultstrand	Ritter
Beggs	Huseby	Sand
Billigmeier	Jensen	Schauss
Bjornson	Knutson, LaMoure	Schimke
Brown	Krank	Seibel
Brusseau	Kraus	Semerad
Burgum	Leum	Sticka
Caddell	Levin	Stray
Day	McIntee	Thompson
Fitch	Morland	Thoreson
Frazier	Myers	Traynor
Freitag	Nelson, Cass	Treffry
Godwin	Obach	Trydahl
Goodlaxon	Odegard	Tweten
Greiser	Olson, Bowman	Twichell
Hagen	Olson, McLean	Urschel
Haines	Peterson, Renville	Wolf
Holmquist	Pewe	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Akland	Ireland	Oglesby
Beasley	Johnson	Olson, Adams
Beaton	Jones	Olson, Sargent
Benno	Jury	Page
Biberdorf	Just	Peterson, Bot'neau
Bieloh	Kapaun	Peterson, Richland
Black	Knudson, Steele	Sandness
Blair	LaBerge	Saumur
Byrne	Langford	Severson
Dalzell	Livingston	Shure, Cass
Dullea	McInnes	Solberg
Frosaker	Magill	Symington
Gessner	Morris	Tuff
Gilberg	Niewoehner	White
Graham	Nelson, Sargent	Wick
Holm	O'Brien	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Hofstrand	Shurr, Bottineau
Dittmer	Norheim	Wendland
Frey	Savre	

So the bill passed and the title was agreed to.

Mr. Twichell 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.

EXPLANATION OF VOTES

Mr. Frazier: It is high time we realized that the operation of a motor car on the public highways is a privilege—not a right.

Every automobile is potentially a lethal weapon. Properly used, it is one of man's most desirable mechanical servants. Improperly used, it is a terrible menace to the lives, health and property of everyone in the area it travels.

Rigid training is necessary to obtain a license to pilot an airplane—yet the plane travels empty airways where, generally speaking, it cannot endanger others. Locomotive engineers must likewise undergo years of arduous experience, and must prove their physical and mental competence and responsibility before being entrusted with a train—yet a train operates on tracks, and has no traffic congestion problems. Still, in most states, we allow anyone whether he be competent or incompetent, careless or reckless, good habits or bad—to drive a car on crowded arteries of travel, where the slightest error of judgment may cause death!

It is an undeniable fact that a considerable percentage of the people now driving should either be denied that privilege or forced to undergo a period of training to make them abler, safer car operators. Some of these people are physically incapable of driving properly. Many more are mentally incapable, congenitally incompetent, or reckless. And the toll is 35,000 lives a year.

We will never solve the accident problem until we adopt drivers' licensing regulations that will keep the incompetent and reckless driver off the public roads. No man has a "right" to drive until he can show definitely that he is worthy of the "privilege" bestowed upon him.

Mr. Magill: In my judgment this bill as drawn will cause a great deal more hardship than it is designed to correct, and so far as any provision of real highway patrol efficiency is concerned it amounts to about the same thing as a cipher with the rim knocked off.

Mr. Niewoehner: I vote "no" because the present economic condition of our state does not justify an increase of this extravagant patrol system. It is taxing all of our people to put a few men on a few favored highways.

Mr. Thompson: I intended to vote "no" on this bill until I heard Mr. Magill's remarks. He thought if we passed this bill we wouldn't be able to come back here two years from now, and after the rag-chewing that's been going on I think we would be doing the state a great favor in passing it. I vote "aye".

Mr. Hagen: I vote "aye" on this bill because while it is not perfect, I am inclined to worry more about the deaths of our citizens on the highways than small inconveniences which may be caused individuals violating traffic laws, however minor, which contribute, directly or indirectly, to serious accidents.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 4. 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.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

Mr. Twichell moved that the House recess until 2:00 P. M., which motion prevailed and the House recessed.

AFTER RECESS

The House convened at 2:00 P. M., pursuant to recess, Speaker Dahl presiding.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

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

SENATE CONCURRENT RESOLUTION "B".

Which the House has passed unchanged.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 1. 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 Declaring an Emergency.

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

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 9, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

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

Senate Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected With Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

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

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913;

and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Jensen	Peterson, Renville
Akland	Jury	Peterson, Richland
Anderson	Just	Pewe
Anfinson	Kapaun	Rait
Beaton	Knudson, Steele	Ritter
Beggs	Knutson, LaMoure	Sand
Biberdorf	Krank	Savre
Bieloh	LaBeige	Schauss
Billigmeier	Leum	Schimke
Bjornson	Levin	Seibel
Brown	Livingston	Semerad
Brusseau	McInnes	Shurr, Bottineau
Caddell	McIntee	Solberg
Frazier	Morland	Sticka
Freitag	Myers	Stray
Gessner	Niewoehner	Thompson
Godwin	Nelson, Sargent	Thoreson
Greiser	Obach	Treffry
Hagen	O'Brien	Tuff
Haines	Odegard	Tweten
Holm	Olson, Adams	Urschel
Holmquist	Olson, Bowman	White
Holthusen	Olson, McLean	Williams
Hultstrand	Olson, Sargent	Wolf
Huseby	Peterson, Bot'neau	Mr. Speaker
Ireland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beasley	Gilberg	Oglesby
Benno	Goodlaxon	Page
Black	Graham	Sandness
Blair	Hofstrand	Saumur
Burgum	Johnson	Severson
Byrne	Jones	Shure, Cass
Dalzell	Kraus	Symington
Day	Langford	Traynor
Dittmer	Magill	Trydahl
Dullea	Morris	Twichell
Frey	Nelson, Cass	Wick
Frosaker	Norheim	

Absent and not voting:

Messrs.	Messrs.
Fitch	Wendland

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

Mr. Kapaun moved that the vote by which House Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Thompson: When the railroads and corporations would haul coal out of this country for about \$1.30 a ton, and charge us farmers \$4.10 a ton for shipping the hay, I think the farmers are paying that income tax, and I am going to stick with the farmers and vote "aye" on this bill.

March 9, 1937.

Hon. Math Dahl, Speaker,
Bismarck, N. Dak.

Dear Mr. Dahl:

You have asked for a ruling on Section 45 of the Constitution with reference to mileage and per diem for the members of the Legislative Assembly. Said Section 45 of the Constitution reads as follows:

"Each member of the legislative assembly shall receive as compensation for his services for each session, five dollars per day, and ten cents for every mile of necessary travel in going to and returning from the place of the meeting of the legislative assembly, on the most usual route."

Ordinarily the constitutional provision quoted would mean simply this—that each member is entitled to mileage at the rate of ten cents per mile from his home to Bismarck, and returning to his home on the most usual route. However, because of the peculiar circumstances in connection with the call for the extraordinary session, some of the members having already returned to their homes before the call was issued, while other members were still here, I am of the opinion that it would be just and equitable that each member should be allowed mileage from his home to Bismarck and return. While it is true that some of the members had not returned to their homes, nevertheless, I think it is entirely within the discretion of the Legislative Assembly to authorize the allowance of such mileage.

Respectfully submitted,

P. O. SATHRE,
Attorney General.

Mr. Speaker: We, the Joint Committee on mileage and per diem of the Senate and the House of Representatives of North Dakota, of the Special Session of 1937, do hereby unanimously

recommend that each member receive five days per diem without mileage for the Special Session, provided the session does not extend beyond nine o'clock Thursday morning, in which event, per diem be allowed for the extra time.

For the Senate:

WM. WATT,
OLE ETTESTAD,
GUST WOG.

For the House:

ELLIOTT T. KNUTSON,
CARL H. DITTMER,
ALEX DALZELL.

Mr. Blair moved that the report be adopted.

Mr. Frazier moved the previous question, which motion prevailed.

The Speaker called Mr. Wolf to the chair.

ROLL CALL

The question being on Mr. Blair's motion that the report be adopted, the roll was called and there were ayes, 59; nays, 44; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beaton	Holthusen	Page
Beggs	Huseby	Peterson, Renville
Benno	Ireland	Peterson, Richland
Billigmeier	Jones	Rait
Bjornson	Jury	Sand
Black	Knutson, LaMoure	Seibel
Blair	Kraus	Shure, Cass
Brown	Leum	Shurr, Bottineau
Burgum	Levin	Solberg
Caddell	Livingston	Symington
Dalzell	Morland	Thompson
Dittmer	Morris	Thoreson
Dullea	Myers	Traynor
Freitag	Norheim	Trydahl
Frey	Obach	Tuff
Frosaker	O'Brien	Tweten
Godwin	Odegard	Twichell
Goodlaxon	Oglesby	Urschel
Graham	Olson, Bowman	Wick
Hofstrand	Olson, McLean	

Those voting in the negative were:

Messrs.	Messrs.	
Adam	Just	Ritter
Akland	Kapaun	Sandness
Anderson	Knudson, Steele	Saumur
Anfinson	Krank	Savre
Beasley	Langford	Schimke

Messrs.	Messrs.	Messrs.
Bieloh	McInnes	Semerad
Brusseau	McIntee	Severson
Frazier	Magill	Sticka
Greiser	Niewoehner	Stray
Hagen	Nelson, Cass	Treffry
Haines	Nelson, Sargent	White
Holmquist	Olson, Adams	Williams
Hultstrand	Olson, Sargent	Wolf
Jensen	Peterson, Bot'neau	Mr. Speaker
Johnson	Pewe	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Gessner	LaBerge
Byrne	Gilberg	Schauss
Day	Holm	Wendland
Fitch		

So the motion prevailed and the report was adopted.

Mr. Knutson (LaMoure) moved that the vote by which the report was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Caddell: I vote "aye" for this report, not that I think it is just exactly what it should be, but I believe in the saying that a laborer is entitled to his hire.

Mr. Magill: I vote "no" on this for the reason that practically no consideration was given to the members of the House who, through force of circumstances, had to go home.

Mr. Thompson: A lot of people in this House went on record on cutting the other fellow down to five cents a mile. They have already gotten their mileage for coming down and going back at ten cents a mile. Now they want to double up on it. I vote "aye."

Mr. Williams: Our program since we have been here the last sixty days has been economy, and I don't think it is right for any legislator in this House to put this burden on the taxpayers, and when I say the taxpayers I mean the farmers of North Dakota. The boys who had to go home should be paid, but the fellows who stayed and had a good time and went to shows and dances are not entitled to a dime. I vote "no."

Mr. Akland: I voted "no" because I figured it is just a bait to drag this session out beyond the five days or beyond Thursday at nine o'clock, and it is just a bait to drag it on, and after that we still get our mileage and per diem. I vote "no."

Mr. Kapaun: I vote "no" for the reason that under the Constitution this body has no authority to pay per diem to any member when not in session.

Mr. Frazier: I vote "aye" on this because I have already drawn ten cents a mile for my trip, and for that reason I don't think I am entitled to any more.

Mr. Jensen: I voted "no" on this bill because I don't see where this body could allow themselves paid for Saturday and Sunday when they were not in session for this legislative session.

Mr. Olson of Adams: For the first time during this session I voted "no," not because I want to collect any money, that isn't the idea, but I do feel that you are shutting the bars to those people who did go home and who have a perfect right to have their mileage. I think you are shutting them off and it is not right.

Mr. Beaton: I vote "aye" on this report, notwithstanding the fact that I think the Attorney General's opinion should have been read before the regular report of the Committee on Mileage and Per Diem.

Mr. Ritter: I voted "no" because we didn't vote on the mileage—we voted on the resolution. That's why I voted "no."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 9, 1937.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

Also,

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Which the House has passed and your favorable consideration is respectfully recommended.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

Mr. Godwin moved that the House be on the Fifth Order of Business for the purpose of receiving committee reports, and that at the completion of such business the House stand adjourned until 8:50 A. M. tomorrow.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: Mrs. Dan R. Jones, Wahpeton; Norman Kjust, Wyndmere; Peter Weisbeck, Hague; Bernice B. Flecktin, Kenmare; Wm. Ireland, Ray; Mrs. Joe Brasseur, Wilton; Walter Albrecht, J. C. Conway, Jamestown; Elliot Knutson, LaMoure; Rand Rognos, Mrs. Baldwin, Devils Lake; C. G. Boise, Bismarck; Karl Berger, Dickinson; Leo Winters, Bismarck; Louis Martin, Pearl Hennessy, Moonie Taylor, Florence Eastwood Ward, all of Powers Hotel, Fargo; Mrs. J. H. Langford, Cooperstown; A. F. Nelson, Wilton; J. A. Knecht, Bismarck.

Mr. Frazier moved that the House recess until 8:30 A. M. tomorrow, which motion prevailed and the House recessed.

MINNIE D. CRAIG,
Chief Clerk.

SECOND DAY AFTER RECESS AND THIRD DAY

House of Representatives,
Bismarck, North Dakota,
March 10, 1937

The House convened at 8:30 A. M., pursuant to recess,
Speaker Dahl presiding.

FIFTH ORDER OF BUSINESS

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following
report:

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

Senate Bill No. 1. A Bill for an Act Making an Approp-
riation for the General Maintenance, Improvements and Re-
pairs, 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 do pass.

PAUL A. SAND,
Chairman.

Mr. Levin moved that the report be adopted, which motion
prevailed and the report was adopted.

The Committee on Appropriations made the following
report:

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

Senate Bill No. 2. A Bill for an Act Making an Approp-
riation for the General Maintenance, Improvements and Re-
pairs, Equipment and Miscellaneous Expenses of the State
Normal School, Mayville, North Dakota.

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

PAUL A. SAND,
Chairman.

Mr. Adam moved that the report be adopted, which mo-
tion prevailed and the report was adopted.

The Committee on Appropriations made the following
report:

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

Senate Bill No. 3. A Bill for an Act Making an Approp-
riation for the Purpose of Defraying the Expenses, Per Diem
and Other Incidental Expenses in Connection with the Special
Session of the Legislature, Convened on March 8th, 1937,
and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as passed by the Senate.

PAUL A. SAND,
Chairman.

Mr. Ritter moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker called Mr. Wolf to the chair.

A Majority of the Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A Majority of your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED SHURR
H. W. BROWN
C. T. OLSON
OLE AKLAND
OLE B. STRAY
N. P. JENSEN,
Chairman.

Mr. Akland moved that the report be adopted.

A Minority of the Committee on Tax and Tax Laws made the following report:

Mr. Speaker: A Minority of your Committee on Tax and Tax Laws to whom was referred:

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section

2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

FRANKLIN PAGE
 DAN R. JONES
 WM. A. WICK
 C. P. RITTER
 GUS A. SCHAUSS

Mr. Page moved that the report of the Minority be substituted for the report of the Majority, which motion prevailed and the Minority Report was adopted.

Mr. Godwin moved that the absent members who have not answered roll call in the Special Session be excused.

Which motion prevailed.

Mr. Godwin moved that the House adjourn, which motion prevailed, and the House adjourned.

THIRD DAY

House of Representatives,
 Bismarck, North Dakota,
 March 10, 1937.

The House assembled at 9:00 A. M., pursuant to adjournment, Representative Wolf presiding.

Prayer by Rev. H. G. Bens of Bismarck.

The roll was called and all members were present except Representatives Akland, Biberdorf, Gilberg, LaBerge, Nelson of Sargent, Stray, Twichell, Wendland and Dahl.

So a quorum was declared present.

REPORT OF COMMITTEE ON REVISION AND CORRECTION OF THE JOURNAL

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

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

Page 1: Change the fourth line from "Twenty-fifth Legislative Assembly" to "Special Session of Legislative Assembly, 1937."

Page 2: White is shown absent whereas he was present.

Pages 3 and 19, Johnson is shown voting, whereas he was absent.

Page 23, on the Second Day, change 4th line from "Special Session of Twenty-fifth Legislative Assembly" to "Special Session of Legislative Assembly of 1937."

At the bottom of page 38 insert the following: "Mr. Niewoehner: I vote 'no' because I figure it is illegal to pay us for the days when we were not in session."

"Mr. Freitag: I went home for a wedding and I don't think I ought to be paid mileage. Therefore I vote 'aye.'"

On page 38, Mr. Frazier is recorded as voting "no", whereas he voted "aye".

Page 40, line 14, strike out the word "adjourned" and insert in lieu thereof the word "recessed".

And when so corrected recommend that the same be approved.

H. R. FREITAG,
Chairman.

Mr. Beaton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the House reconsider the vote by which the Report of the Committee on Revision and Correction of the Journal was adopted.

Which motion prevailed.

Mr. Godwin moved as a further correction in the Journal the following: On page 39, paragraph 3, after the first line in such paragraph, insert the following: "I rise to explain my vote".

Which motion prevailed.

Mr. Godwin moved that the report of the Committee on Revision and Correction of the Journal be adopted, with the further correction made on the floor of the House, which motion prevailed.

Mr. Godwin moved that the House recess until 10:15 A. M., which motion prevailed and the House recessed.

AFTER RECESS

The House convened at 10:15 A. M., pursuant to recess, Representative Wolf presiding.

SEVENTH ORDER OF BUSINESS

Mr. Frazier moved that a copy of Senate Concurrent Resolution "B" be printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "B" introduced by the Committee on Employment:

A Concurrent Resolution Providing and Designating House and Senate Employees and Naming and Fixing Their Salaries;

Be It Resolved by the House of Representatives of the State of North Dakota, of the Special Legislative Assembly, the Senate Concurring:

That for and during this Special Legislative Assembly the following named persons be employed and appointed as officers and employees of the Senate and of the House, and shall be paid the compensation set opposite their respective names; as from their last pay check:

Minnie D. Craig, Chief Clerk	\$8.00
J. M. Anderson, First Assistant Chief Clerk	6.50
Paul C. Bennett, Second Assistant Chief Clerk	6.50
Helen Ulsrud, Desk Reporter	8.00
Thomas McDonald, Secretary of the Senate	8.00
W. E. Matthaai, First Assistant Secretary of Senate....	6.50
Phillip Heiling, Second Assistant Secretary of Senate....	6.50
Howard A. Goldammer, Bill Clerk	5.00
Margaret Sheehan, Desk Reporter	8.00
Bert Monaghan, Sergeant-at-Arms	5.00
Joe Volk, Jr., Sergeant-at-Arms	5.00
Herman Lybeck, Assistant Sergeant-at-Arms	4.50
Emil Strand, Assistant Sergeant-at-Arms	4.50
Mabel Engeseth, H. Stenographer	5.00
Clara Kane, H. Stenographer	5.00
Ruth Smith, H. Stenographer	5.00
Marie Garske, Stenographer	5.00
Margaret McDonald, Stenographer	5.00
Betty Boyle, Stenographer	5.00
Jennie Fisher, Stenographer	5.00
Louise Orish, Stenographer	5.00
Olga Christenson, Stenographer	5.00
LaVerne Odegard, Stenographer	5.00
Myrtle Topp, Stenographer	5.00
Adeline Orvik, Stenographer	5.00
V. L. Gilbreath, Chief Enrolling and Engrossing Clerk....	5.00
Eva Goetz, Clerk, Enrolling and Engrossing.....	5.00
Bertha Varney, Enrolling and Engrossing Stenographer..	5.00
Dorthea Tabbert, Enrolling and Engrossing Stenog.....	5.00
Arnold E. Banse, Assistant Enrolling and Engr. Clk....	5.00
Walter Bubel, Bill Clerk	5.00
Asher Anderson, Clerk, Judiciary Committee	4.50
Carl J. Larson, Clerk	4.50
A. G. Sundfor, Postmaster	5.00
Mrs. Helga Kolstad, Postmistress	4.50
Ray Cooper, Assistant Postmaster	4.50
S. B. Salverson, Chief Mailing Clerk	4.50
Theodore Thompson, Assistant Mailing Clerk	4.50
I. A. Smith, Jr., Assistant Mailing Clerk	4.50
N. L. Johnson, Clerk	4.50
H. C. Epping, Chief Mailing Clerk	4.50
Gottlieb Diede, Assistant Mailing Clerk	4.50
J. J. Fischer, Clerk	4.50
Earl Anderson, Clerk	4.50
Clara Rishling, Clerk	4.50
Anna Zurcher, Clerk	4.50
J. C. Goll, Messenger	4.50
C. A. Bring, Governor's Messenger	4.50
G. Sundfor, Messenger	4.50
Mrs. Ruby Williams, Telephone Attendant	4.50
Mrs. Sena Ingberg, Assistant Proof Reader	5.00
Rev. Forrest B. Sharkey, Chief Proof Reader	5.00
H. W. Anderberg, Proofreader	5.00
J. O. Bergheim, Proofreader	5.00
W. S. Place, Doorkeeper	4.50
Anton J. Schmidt, Doorkeeper	4.50
J. J. Forster, Doorkeeper	4.50
Paul Christenson, Doorkeeper	4.50
Joseph Fettig, Doorkeeper	4.50

Bernard Schauss, Doorkeeper, Upper Gallery	4.50
F. L. Bowerman, Attendant and Marshall	4.50
Kenneth Morgan, Page	4.50
James J. Flynn, Page	4.50
Wm. (Bud) Rathbun, Page	4.50
Donald Haugen, Page	4.50
Glenn Swanson, Page	4.50
Clarence Anderson, Page	4.50
Edwin Osowski, Page	4.50
Alfred Gast, Janitor	4.50
Andre Gratten, Page	4.50
John Byrne, Janitor	4.50
Nels J. Peterson, Janitor	4.50
Andreas Wolf, Janitor	4.50
T. A. Crawford, Janitor	4.50
E. B. Ressler, Janitor	4.50
John Spitzer, Jr., Janitor	4.50
Z. Vlasoff, Janitor	4.50
Jacob Hegland, Janitor	4.50
Ruth Hintgen, Clerk	4.50
Margaret Ike, Clerk	4.50
Chaplain	3.00

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

Senate Bill No. 4. 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:

Section 1, line 7 of the engrossed bill, after the figures "1913," insert a period (.) and strike out the balance of line 7 and all of line 8.

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Symington moved that the report be adopted, which motion prevailed and the report was adopted.

GENERAL ORDERS

Mr. Frazier moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders, which motion prevailed, and the House resolved itself into a Committee of the Whole.

The Speaker called Mr. Frazier to the chair.

The Speaker resumed the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 4. 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 recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 7, of the engrossed bill, after the figures "1913," insert a period (.) and strike out the balance of line 7 and all of line 8.

And the further amendment:

After the figures "1913" add the following language: "and amendments thereto."

And when so amended recommend that the same do pass.

R. W. FRAZIER,
Chairman.

Mr. Fitch moved that the report of the Committee of the Whole he adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Joint House and Senate Resolution "C," introduced by Senator Whelan and Representative Godwin, was read.

Mr. Fitch moved that the resolution be adopted, which motion prevailed, and the resolution was unanimously adopted by a standing vote.

Mr. Frazier moved that the resolution be printed in the Journal, which motion prevailed.

JOINT HOUSE AND SENATE RESOLUTION "C"
Introduced by Senator Whelan and Representative Godwin

WHEREAS, Ray E. Anderson, representative of the Associated Press, rendered a distinct service to the members of the Special and Regular 1937 Sessions of the North Dakota Legislature in fairly, fully, and impartially reporting the proceedings of the Senate and the House; and

WHEREAS, his fairness, loyalty to duty, and sterling character endeared him to the members of this Legislative Assembly; and

WHEREAS, the members of the Senate and the House are grieved to learn of his accidental injury and resultant death;

NOW, THEREFORE, BE IT RESOLVED, that we express to Mrs. Anderson, her children, and family our deepest sympathy; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Mrs. Anderson.

**SPECIAL SESSION HOUSE CONCURRENT
RESOLUTION "A"**

Introduced by Joint Committee on Employment

Concurrent Resolution to Retain Mailing Force of the Legislative Assembly in Office for a period of Five Days and the Proof Reader of the House for a Period of Three Days Beyond the Close of the Session.

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

WHEREAS, It will be impossible for the mailing force of the present legislative assembly to complete its work in mailing the Journals of the House and the Senate before the close of the Session, and

WHEREAS, It will be necessary to have one of the proof readers remain for a period of three days, and

WHEREAS, Those on the mailing list who are interested in the work of the Assembly and are now receiving copies of the Journal are desirous of obtaining such copies showing the work done in the closing days of the session;

NOW, THEREFORE, BE IT HEREBY RESOLVED That those employees who are members of the mailing force in the House and the Senate and the proofreader of the House during the present session be retained for a period of five days, with the exception of the proof reader, who shall remain for a period of three days after the close of the present legislative session, during which time they shall continue to perform their duties and complete the work of mailing out copies of the Journal for those days that have not been mailed prior to adjournment, and that for such additional time they shall be entitled to be paid and receive the same compensation as during the regular session.

Mr. Frazier moved that the Resolution be adopted.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A", the roll was called and there were ayes, 101; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holm	Olson, Sargent
Akland	Holmquist	Peterson, Renville
Anderson	Holthusen	Peterson, Richland
Anfinson	Hultstrand	Pewe
Beaton	Huseby	Rait
Beggs	Jensen	Ritter
Benno	Johnson	Sand
Bieloh	Jones	Sandness
Billigmeier	Jury	Saumur
Bjornson	Just	Savre

Messrs.	Messrs.	Messrs.
Black	Kapaun	Schauss
Blair	Knudson, Steele	Schimke
Brown	Krank	Seibel
Brusseau	Kraus	Semerad
Burgum	Langford	Severson
Byrne	Levin	Shure, Cass
Caddell	Livingston	Shurr, Bottineau
Dalzell	McInnes	Solberg
Day	McIntee	Sticka
Dittmer	Magill	Stray
Dullea	Morland	Symington
Fitch	Morris	Thompson
Frazier	Myers	Thoreson
Freitag	Niewoehner	Traynor
Frey	Nelson, Cass	Treffry
Frosaker	Nelson, Sargent	Tuff
Gessner	Norheim	Tweten
Godwin	Obach	Twichell
Goodlaxon	O'Brien	Urschel
Graham	Odegard	White
Greiser	Oglesby	Wick
Hagen	Olson, Adams	Williams
Haines	Olson, Bowman	Wolf
Hofstrand	Olson, McLean	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beasley	Page	Trydahl

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Knutson, LaMoure	Peterson, Bot'neau
Gilberg	LaBerge	Wendland
Ireland	Leum	Mr. Speaker

So the Resolution was adopted.

SPECIAL SESSION HOUSE CONCURRENT
RESOLUTION "B"

Introduced by Joint Committee on Employment

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

That Thos. McDonald, Secretary of the Senate, and Minnie D. Craig, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of the Twenty-Fifth 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 Thos. McDonald, Secretary of the Senate, and Minnie D. Craig, Chief Clerk of the House, 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 the said Thos. McDonald, Secretary of the Senate, and Minnie D. Craig, Chief Clerk of the House, as above set forth, that they be paid the sum of \$400.00 each, 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 Thos. McDonald and Minnie D. Craig 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 Secretary of the Senate and said Chief Clerk of the House as part of the legislative expenses of this session.

Mr. Godwin moved that action on the Resolution be deferred, which motion prevailed.

Mr. Traynor moved that the Resolution be referred to the Committee on Appropriations, which motion prevailed.

Mr. Godwin moved that the House respectfully request the Secretary of State, in the compilation of the Permanent Journal, to combine the Journals for the Twenty-Fifth Legislative Assembly and the Special Session into one volume, with a distinguishing leaf separating the two, and that this also include the printing of the session laws of the Twenty-Fifth Legislative Assembly and the laws of the Special Session.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that Senate Bill No. 4 be placed on the calendar, which motion prevailed.

Representative Twitchell offered the following resolution:
MEMORIAL ON THE DEATH OF WILLIAM V. O'CONNOR

WHEREAS, the papers of March 9, 1937, carried notice of the death at his home in Grand Forks of William V. O'Connor, a former member of this body, on the 8th inst., and

WHEREAS, the Honorable William V. O'Connor served the people of this State efficiently and well as a member of the House of Representatives in the 12th and 13th Sessions thereof; and by marked ability, fairness, impartiality and gentlemanly demeanor, endearer himself to his constituents and colleagues, of which the proponent himself was one; and

WHEREAS, the people of his community and the State have suffered a distinct loss in the death of Mr. O'Connor, for more than sixty years a resident of Grand Forks County, coming here with his parents from Ontario in 1883, and being active in business and public life of his city, county and state, for more than fifty years past;

THEREFORE, BE IT RESOLVED, that this House of

Representatives of the State of North Dakota extend its profound sympathy to the widow of William V. O'Connor, to his brother, J. F. T. O'Connor, also a former member of this body, and to other members of the family of the deceased, in their deep bereavement; that this resolution be spread upon the official Journal of this body, that the memory of William V. O'Connor may be perpetuated on our records, and that the Secretary of State be, and he is hereby directed to forward to Mr. O'Connor's widow at Grand Forks, North Dakota, and to Hon. J. F. T. O'Connor, Comptroller of Currency, Washington, D. C., also a former member of this body, properly engrossed copies of this resolution.

Mr. Twichell moved that the resolution be adopted, and the resolution was adopted by a standing vote.

Mr. Godwin moved that the House be on the Fourteenth Order of Business.

Which motion prevailed.

FOURTEENTH ORDER OF BUSINESS

SECOND READING OF SENATE BILLS

Senate Bill No. 4. 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 100; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Huseby	Peterson, Bot'neau
Akland	Ireland	Peterson, Renville
Anderson	Jensen	Peterson, Richland
Anfinson	Johnson	Pewe
Beaton	Jones	Rait
Beggs	Jury	Ritter
Benno	Just	Sand
Bieloh	Kapaun	Sandness
Billigmeier	Knudson, Steele	Saumur
Bjornson	Krank	Savre
Black	Kraus	Schauss
Blair	Langford	Schimke
Brown	Leum	Seibel
Brusseau	Levin	Semerad
Burgum	Livingston	Severson
Byrne	McIntee	Shure, Cass
Caddell	Magill	Shurr, Bottineau
Dalzell	Morland	Solberg
Day	Morris	Sticka
Dullea	Myers	Stray

Messrs.	Messrs.	Messrs.
Fitch	Niewoehner	Symington
Freitag	Nelson, Cass	Thompson
Frey	Nelson, Sargent	Thoreson
Frosaker	Norheim	Traynor
Gessner	Obach	Treffry
Goodlaxon	O'Brien	Tuff
Graham	Odegard	Tweten
Greiser	Oglesby	Twichell
Hagen	Olson, Adams	Urschel
Haines	Olson, Bowman	White
Hofstrand	Olson, McLean	Wick
Holm	Olson, Sargent	Williams
Holmquist	Page	Wolf
Holthusen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beasley	Hultstrand	Knutson, LaMoure
Frazier		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Godwin	Trydahl
Dittmer	LaBerge	Wendland
Gilberg	McInnes	Mr. Speaker

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

Mr. Seibel 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.

Mr. Frazier: I vote "no" because we passed this bill worded exactly the same as it has been printed, here in this House.

Mr. Magill: I don't believe there is any use of quibbling over who gets the credit for any bill. Any man that votes for this bill gets credit for it. The bill is certainly meritorious. I vote "aye."

Mr. Niewoehner: I vote "aye" because I believe it to be only fair that farmers who are so unfortunate as to have T. B. cattle should be reimbursed for their losses.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

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

Senate Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Ani-

mals Infected With Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Which the House has amended as follows:

In Section 1, line 7, of the engrossed bill after the figures "1913" insert a period (.) and strike out the balance of line 7 and all of line 8.

And the further amendment:

After the figures "1913" add the following language: "and amendments thereto".

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

Was read the second time.

Mr. Kapaun asked the unanimous consent of the House to amend Senate Bill No. 3 by striking out the figures "\$8,000.00" in line 3 of Section 1, and inserting in lieu thereof the figures "\$4,000.00", and in the same line by striking out the words "and per diem of members"; which consent was denied.

Mr. Kapaun moved that Rule No. 28 be suspended.

Mr. Fitch moved that Mr. Kapaun's motion be laid on the table.

A roll call was demanded and denied.

The question being on the motion of Mr. Fitch, the motion prevailed.

Mr. Hagen asked the unanimous consent of the House to amend Senate Bill No. 3 as follows: After the word "expenses" insert the words "necessary mileage travelled".

Mr. Godwin moved that the rules be suspended and Senate Bill No. 3 be put on final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 38; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Haines	Page
Anfinson	Hofstrand	Peterson, Renville
Beaton	Holm	Peterson, Richland
Beggs	Holthusen	Rait
Benno	Huseby	Sand

Messrs.	Messrs.	Messrs.
Bieloh	Jones	Schauss
Billigmeier	Just	Seibel
Bjornson	Knutson, LaMoure	Semerad
Black	Kraus	Shure, Cass
Blair	Leum	Shurr, Bottineau
Brown	Levin	Stray
Byrne	Livingston	Symington
Caddell	McInnes	Thompson
Dalzell	Magill	Thoreson
Dittmer	Morland	Traynor
Dullea	Morris	Trydahl
Fitch	Norheim	Tuff
Freitag	Obach	Tweten
Frey	Odegard	Twichell
Frosaker	Oglesby	Urschel
Godwin	Olson, Bowman	Wick
Goodlaxon	Olson, McLean	Williams
Graham	Olson, Sargent	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Akland	Johnson	Peterson, Bot'neau
Anderson	Jury	Pewe
Beasley	Kapaun	Ritter
Brusseau	Knudson, Steele	Sandness
Day	Krank	Savre
Frazier	Langford	Schimke
Gessner	McIntee	Severson
Greiser	Myers	Solberg
Hagen	Niewoehner	Sticka
Holmquist	Nelson, Cass	Treffry
Hultstrand	Nelson, Sargent	White
Ireland	O'Brien	Wolf
Jensen	Olson, Adams	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	LaBerge	Wendland
Burgum	Saumur	Mr. Speaker
Gilberg		

So the bill passed and the title was agreed to. The emergency clause was declared lost.

Mr. Brusseau: I vote "no" on this Senate Bill No. 3 because I was legally excused by the Speaker and called back, and if this goes through I will lose about \$67.00. Therefore, I vote "no".

Mr. Frazier: I vote "no" on this bill because I was told by an attorney last night that this bill was unconstitutional, to allow these two days this way, and that anybody who would assign their claim to him, that he would collect the full mileage to and from their place of residence.

Mr. Magill: I vote "aye" on this because I can't think of any reasonable excuse for staying here and quibbling over a matter of mileage. I vote "aye".

Mr. Thompson: I am going to vote "aye" on this bill for the reason that I think we ought to get out of here. It looks as though we are going to be held here two or three more days. We all know the expenses of this have got to be paid some way, and if we vote this down there will be another bill in, and we will be here a couple more days and put the state to more expense than we already have.

Mr. O'Brien: I voted "no" on this bill because I believe the special session could have been avoided had the legislature displayed a reasonable degree of statesmanship.

Mr. Ireland: I voted yesterday to accept the Resolution that came in, but since then I have changed my mind. I have been advised that several members of this body are going to file claims for their mileage. They are going to refuse to accept their checks, and they claim with the ruling the Attorney General has made they can get their mileage. I don't think it is fair for part of them to get mileage, and not the rest of them. Furthermore I don't believe it is a fair deal for the fellow that had already been home and is not able to get his mileage.

Mr. Jensen: I vote "no" on this because I believe our pay starts when the session starts and ends when the session ends, and no more.

Mr. Fitch moved that the House reconsider the vote by which Senate Bill No. 3 was passed, which motion prevailed.

Mr. Fitch moved that Senate Bill No. 3 be placed on the calendar for immediate passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 28; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hofstrand	Page
Anfinson	Holm	Peterson, Renville
Beaton	Holthusen	Peterson, Richland
Beggs	Hultstrand	Rait
Benno	Huseby	Sand
Bieloh	Jones	Sandness
Bjornson	Just	Savre
Black	Knutson, LaMoure	Schauss
Blair	Krank	Seibel
Brown	Kraus	Semerad
Brusseau	Leum	Shure, Cass
Burgum	Levin	Shurr, Bottineau
Byrne	Livingston	Sticka
Caddell	McInnes	Stray
Dalzell	Magill	Symington
Day	Morland	Thompson
Dittmer	Morris	Thoreson
Dullea	Myers	Traynor
Fitch	Norheim	Trydahl

Messrs.	Messrs.	Messrs.
Freitag	Obach	Tuff
Frey	Odegard	Tweten
Frosaker	Oglesby	Twichell
Godwin	Olson, Adams	Urschel
Goodlaxon	Olson, Bowman	White
Graham	Olson, McLean	Wick
Haines	Olson, Sargent	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Akland	Jensen	O'Brien
Anderson	Johnson	Peterson, Bot'neau
Beasley	Jury	Pewe
Billigmeier	Kapaun	Ritter
Frazier	Knudson, Steele	Schimke
Gessner	Langford	Severson
Greiser	McIntee	Solberg
Hagen	Niewoehner	Treffry
Holmquist	Nelson, Cass	Wolf
Ireland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Nelson, Sargent	Wendland
Gilberg	Saumur	Mr. Speaker
LaBerge		

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

Mr. Morris 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.

Mr. Greiser: I vote "no", not because I want to collect mileage. I vote "no" for political reasons and I will state those reasons upon my return home.

Mr. Godwin moved that the rules be suspended and that Senate Bills No. 1, 2 and 5 be put on second reading and final passage.

Which motion prevailed.

Senate Bill No. 1. 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 second time.

Mr. Stray moved that action be deferred on Senate Bill No. 1, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Olson, Sargent
Anderson	Jensen	Page
Anfinson	Johnson	Peterson, Renville
Beasley	Jones	Peterson, Richland
Beaton	Jury	Rait
Beggs	Just	Sand
Benno	Knudson, Steele	Sandness
Billigmeier	Knutson, LaMoure	Saumur
Bjornson	Krank	Savre
Black	Kraus	Schauss
Blair	Langford	Schimke
Brown	Leum	Seibel
Burgum	Levin	Semerad
Byrne	Livingston	Severson
Caddell	McInnes	Shure, Cass
Dalzell	McIntee	Sticka
Day	Magill	Stray
Dittmer	Morland	Symington
Dullea	Morris	Thompson
Fitch	Myers	Thoreson
Frazier	Niewoehner	Trydahl
Frey	Nelson, Cass	Tuff
Frosaker	Nelson, Sargent	Tweten
Godwin	Norheim	Twichell
Graham	Obach	Urschel
Hagen	O'Brien	White
Haines	Odegard	Wick
Hofstrand	Oglesby	Williams
Holm	Olson, McLean	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brusseau	Ireland	Solberg
Freitag	Olson, Adams	Treffry
Holmquist	Pewe	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Akland	Greiser	Peterson, Bot'neau
Biberdorf	Hultstrand	Ritter
Bieloh	Huseby	Shurr, Bottineau
Gessner	Kapaun	Traynor
Gilberg	LaBerge	Wendland
Goodlaxon	Olson, Bowman	Mr. Speaker

So the bill passed and the title was agreed to.

Mr. Blair moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Freitag: There is a provision for a raise of salary of over \$17,000.00 in this bill, and for that reason I vote "no".

Mr. Solberg: I change my vote from "aye" to "no" because of the salary increases.

Mr. Olson of Adams: I vote "no" on this bill because I think we have too many normal schools in North Dakota.

Mr. Thoreson: "I vote "aye" on this bill because I think this institution should have as fair treatment as all the other institutions.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to transmit herewith the following:

JOINT RESOLUTION "A".

Also,

SENATE CONCURRENT RESOLUTION "B".

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

Very respectfully,

THOMAS, McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 1. 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 Declaring an Emergency.

Which the Senate has indefinitely postponed.

Very respectfully,

THOMAS, McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House Amendments to Senate Bill No. 4.

Very respectfully,

THOMAS, McDONALD,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act Making an Appro-

provision for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 14; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson	Hofstrand	Oglesby
Anfinson	Holm	Olson, McLean
Beasley	Holthusen	Olson, Sargent
Beaton	Huseby	Page
Beggs	Johnson	Peterson, Renville
Benno	Jones	Peterson, Richland
Billigmeier	Jury	Pewe
Bjornson	Knudson, Steele	Rait
Black	Krank	Ritter
Blair	Kraus	Sand
Brown	Langford	Sandness
Burgum	Leum	Saumur
Byrne	Levin	Savre
Caddell	Livingston	Schauss
Dalzell	McInnes	Shure, Cass
Day	McIntee	Sticka
Dittmer	Magill	Stray
Dullea	Morris	Symington
Fitch	Myers	Thompson
Frazier	Niewoehner	Thoreson
Frey	Nelson, Cass	Traynor
Frosaker	Nelson, Sargent	Tweten
Gessner	Norheim	Twichell
Godwin	Obach	Urschel
Graham	O'Brien	White
Haines	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Akland	Ireland	Solberg
Bieloh	Morland	Wick
Brusseau	Olson, Adams	Williams
Freitag	Seibel	Wolf
Holmquist	Semerad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Just	Severson
Biberdorf	Kapaun	Shurr, Bottineau
Gilberg	Knutson, LaMoure	Treffry
Goodlaxon	LaBerge	Trydahl
Greiser	Olson, Bowman	Tuff

Messrs.	Messrs.	Messrs.
Hagen	Peterson, Bot'neau	Wendland
Hultstrand	Schimke	Mr. Speaker
Jensen		

So the bill passed and the title was agreed to.

Mr. Odegard moved that the vote by which Senate Bill No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Wick: I think the whole appropriation excessive, and still contains the increase in salaries. I vote "no".

Mr. Holmquist: I notice in this bill there is an appropriation for replacement of furniture. I wonder how many farmers in their old homes can replace furniture. They would be mighty happy if they could just furnish food for themselves and their children.: I think this institution is getting too much money, and could get along on much less. I vote "no".

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Was read the second time.

Mr. Frazier moved the previous question.

A division was called for and the motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 8; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holm	Peterson, Bot'neau
Akland	Holmquist	Peterson, Renville
Anderson	Holthusen	Peterson, Richland
Anfinson	Hultstrand	Pewe

Messrs.	Messrs.	Messrs.
Beaton	Huseby	Rait
Beggs	Ireland	Ritter
Benno	Jensen	Sand
Bieloh	Johnson	Sandness
Billigmeier	Jones	Saumur
Bjornson	Just	Savre
Black	Knudson, Steele	Schauss
Brown	Krank	Schimke
Brusseau	Langford	Seibel
Burgum	Leum	Semerad
Byrne	Levin	Severson
Caddell	Livingston	Solberg
Dalzell	McInnes	Sticka
Day	McIntee	Stray
Dittmer	Magill	Thompson
Dullea	Morland	Thoreson
Frazier	Morris	Traynor
Freitag	Myers	Treffry
Frey	Niewoehner	Trydahl
Frosaker	Nelson, Cass	Tuff
Gessner	Norheim	Tweten
Godwin	Obach	Twichell
Goodlaxon	Odegard	Urschel
Graham	Oglesby	White
Greiser	Olson, Adams	Wick
Hagen	Olson, McLean	Williams
Haines	Page	Wolf
Hofstrand		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beasley	Kapaun	Shure, Cass
Blair	Nelson, Sargent	Symington
Fitch	Olson, Sargent	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Kraus	Shurr, Bottineau
Gilberg	LaBerge	Wendland
Jury	O'Brien	Mr. Speaker
Knutson, LaMoure	Olson, Bowman	

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

Mr. Bieloh moved that the vote by which Senate Bill No. 5 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Hagen: This bill represents, it seems, the very utmost in concessions that we are able to get from a group in the Senate, who have licked us so often during the last regular session that we expect it and seemingly enjoy it. I would have much preferred our own House Bill No. 3 with its higher corporation rates which would have brought much additional

badly needed revenue to the state. However, this is a good bill and accomplishes the main purpose of this special session and therefore, I vote "aye".

Mr. Niewoehner: I vote "aye," not because I am entirely satisfied with the rates provided for in this Act, but only because I don't want to see this legislature get into another jam and thereby prolong this session indefinitely, at great expense to our taxpayers.

Mr. Traynor: There are a lot of things about this bill I do not like. I think it is working an injustice in some cases. However, I feel that if we remain here any longer to fight for amendments to the bill, we will be doing more damage than we would if we passed it. Therefore, I vote "aye."

Mr. Williams: I am going to vote "aye" on this bill, not because I think it is just, because the very first week we were here the House gave the Senate a leverage, and they are still using it, and this is one of their products. I vote "aye" on it. I hate to—it's a bitter pill.

Mr. Freitag: The reason I voted "aye" is not that I like this piece of legislation, but it appears that about nineteen Senators have got the whip in their hands and we are unable to procure any legislation that is just between the individual and corporations, and between the parties who are most able to pay the taxes.

Mr. Solberg: The reason I voted 'aye' on this bill is not that I like it. We are still satisfied, after we leave this session, to try to draw the majority of our taxes out of a dry hole, that dry hole being the farming and agricultural communities of the state, but due to the fact that we are quibbling and wasting money I would rather vote "aye" on this bill than stay here another ten days.

Mr. Godwin moved that the House recess until 2:30 P. M., which motion prevailed and the House recessed.

AFTER RECESS

The House convened at 2:30 P. M., pursuant to recess, Speaker Dahl presiding.

TWELFTH ORDER OF BUSINESS

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the

Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

Which the Senate has amended as follows:

All amendments are on the printed bill.

1. After the word "Applications" in the title, strike out the period, insert a comma and add: "providing for the repeal of all conflicting Acts, declaring an emergency, and providing penalties for violation of this Act."

2. On page 3 at line 43, after the word "been," insert the words "three times".

Strike out the words "three minor offenses" and insert in lieu thereof "a misdemeanor under this Act or the laws of this state relating to highways".

3. On page 7, Section 7, line 2, strike out the words and figures "Seventy-five (75)" and insert in lieu thereof the words and figures "Fifty (50)".

4. On page 8 at line 9, strike out the words "seventy-five" and insert the words "fifty" in lieu thereof.

After the word "fee" in line 9, strike out the period and insert the following: "for such two year period".

5. On page 9, Section 9, line 3, strike out the language "minor offense" and insert in lieu thereof, "misdemeanor under this Act or the laws of this state relating to highways."

6. On page 12 in line 28, strike out the words "minor offenses" and insert in lieu thereof, "misdemeanors for violation of this Act or of any law of this state relating to highways".

7. On page 13 in line 6, strike out the word "the" and insert in lieu thereof the word "any".

Strike out the language, "of Burleigh County, North Dakota".

8. On page 13, Section 14, line 4, strike out the word "the" and insert in lieu thereof the word "any", and strike out the words "of Burleigh County".

9. On page 14, in Section 15, at line 8, after the word "General," insert the word "Highway," put a period after the word "Fund," and strike out the language "of the State Treasury".

10. In line 1, Section 16, strike out the words "SHERIFFS TO BE" and insert in lieu thereof "COMMISSIONER TO APPOINT"; strike out the following language in Section 16, "The sheriff of each county shall be appointed as local agent" and insert in lieu thereof "the Highway Commissioner shall appoint local agents".

11. In Section 17 on page 14, in line 3, strike out the words "the sheriff" and insert in lieu thereof "such local agent".

12. After the word "ACT" in line 5 of Section 17, strike out the balance of the Section.

13. On page 15, at line 14, strike out the word "twenty" and insert the word "fifteen" in lieu thereof.

On page 15, line 25, strike out the word "However" and the balance of the Section.

14. At line 36, on page 16, insert a new Sub-section (d) as follows:

"(d) SALARIES, WAGES AND EXPENSES.) All salaries, wages and other expenses of the Division of Highway Safety and Patrol shall be paid by the State Auditor and State Treasurer out of the "Patrol Fund" herein provided, upon vouchers as now required by law for the payment of all state expenses, duly approved by the Commissioner and the Superintendent, and audited and allowed by the State Auditing Board. The salary of the Superintendent of the Division of Highway Safety and Patrol shall not exceed \$2,000 per annum, and the salary of the Assistant Superintendent shall not exceed \$1,800 per annum, the salary of each highway patrolman shall be fixed by the Superintendent at not to exceed \$125 per month, and shall be paid monthly out of the funds in the "patrol Fund", provided the salary of any appointee as patrolman shall not exceed \$100 per month for the first six months of employment."

15. Add a new Sub-section (e) as follows:

"(e) QUALIFICATIONS OF HIGHWAY PATROLMEN.) All members of the Division of Highway Safety and Patrol shall not be less than twenty-five nor more than forty-seven years old on the date of their appointment. They shall before being qualified to appointment, be required to pass such physical examination and such other qualification test as may be determined by the Superintendent, be of good moral character and of temperate habits, have been citizens of the United States and of the State of North Dakota for not less than two years prior to their appointment. For appointment preference shall be given at all times to honorably discharged Veterans and all appointments shall be made without regard to any political party affiliation of the applicant."

16. Add a new sub-section (f) as follows:

"(f) POLICE AUTHORITY OF THE DIVISION OF HIGHWAY AND SAFETY PATROL.) The Commissioner and such officers and inspectors of the department as he shall designate and all members of the division of highway safety and patrol shall have the power:

"1. Of peace officers for the purpose of enforcing the provisions of this Act and of any other law regulating the operation of vehicles or the use of the highways.

"2. To make arrests upon view and without warrant for any violation committed in their presence of any of the provisions of this Act or other law regulating the operation of vehicles or the use of the highways.

"3. At all times to direct all traffic in conformance with law and in the event of a fire or other emergency or to expedite traffic or to insure safety to direct traffic as conditions may require notwithstanding the provisions of law.

"4. When on duty, upon reasonable belief that any vehicle is being operated in violation of any provision of this Act or of any other law regulating the operation of vehicles to require the driver thereof to stop and exhibit his driver's license and the registration card issued for the vehicle and submit to an inspection of such vehicle, the registration plates and registration card thereon or to an inspection and test of the equipment of such vehicle.

"5. To inspect any vehicle of a type required to be registered hereunder in any public garage or repair shop or in any place where such vehicles are held for sale or wrecking, for the purpose of locating stolen vehicles and investigating the title and registration thereof.

"6. To serve all warrants relating to the enforcement of the laws regulating the operation of vehicles or the use of the highways.

"7. To investigate traffic accidents and secure testimony of witnesses or of persons involved.

"8. To investigate reported thefts of motor vehicles, trailers, and semi-trailers.

"9. That said patrolmen shall be required to inspect all motor vehicles as to compliance with the provisions of law relating to the issuance and possession of motor vehicle licenses and to fully co-operate with the motor vehicle registrar in carrying out all of the laws relating to motor vehicle licenses, and to take over and perform the duties now performed by motor vehicle license inspectors under the Regulatory Department.

"10. To take applications for driver's licenses without making charge therefor."

17. Add a new sub-section (g) as follows:

"(g) (a) The commissioner shall issue to each member of the division of highway safety and patrol a badge of authority with the seal of this State in the center thereof, the word 'North Dakota Highway Patrol' encircling said seal and below the designation of the position held by the member to whom issued. Every such badge shall be serial numbered or each member shall otherwise display a distinctive serial number.

"(b) Neither the commissioner nor any other person shall issue any such badge to any person who is not a duly appointed and acting member of said division.

“(c) Any person who without authority wears the badge of a member of said division, or a badge of a similar design which would tend to deceive anyone, is guilty of a misdemeanor.

“(d) Any person who impersonate a member of said division or other officer or employees of the department with intent to deceive anyone, or who without authority wears a uniform likely to be confused with the official uniform of any such officer, is guilty of a misdemeanor.”

18. Add a new Section 21 as follows:

“(Section 21. PENALTIES.) Any person violating any of the provisions of this Act shall be deemed guilty of a misdemeanor and for the first conviction thereof shall be punished by a fine of not more than \$100.00 or imprisonment for not more than thirty days; for a second and subsequent convictions within one year thereafter by a fine of not more than \$200.00 or by imprisonment for not more than ninety days, or by both such fine or imprisonment.”

19. Add a new Section 22, as follows:

“(Section 22. EMERGENCY.) This Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

Very respectfully,

THOMAS McDONALD,
Secretary.

Mr. Godwin moved that the House concur in the Senate amendments to House Bill No. 2.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Bill No. 2 be considered properly re-engrossed and placed on Second 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, 94; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hagen	Nelson, Cass
Akland	Haines	Norheim
Anderson	Hofstrand	Obach
Anfinson	Holm	Odegard
Beasley	Holmquist	Oglesby
Beaton	Holthusen	Olson, Adams
Beggs	Hultstrand	Olson, Bowman
Benno	Huseby	Olson, McLean
Bieloh	Ireland	Peterson, Renville

Messrs.	Messrs.	Messrs.
Billigmeier	Jensen	Peterson, Richland
Bjornson	Johnson	Rait
Black	Jones	Ritter
Blair	Jury	Sand
Brown	Just	Saumur
Brusseau	Kapaun	Savre
Burgum	Knudson, Steele	Schauss
Byrne	Knutson, LaMoure	Seibel
Caddell	Krank	Semerad
Dalzell	Kraus	Severson
Day	LaBerge	Solberg
Dittmer	Langford	Sticka
Dullea	Leum	Stray
Fitch	Levin	Thompson
Frazier	Livingston	Thoreson
Freitag	McInnes	Traynor
Frosaker	McIntee	Tweten
Gessner	Magill	Twichell
Gilberg	Morland	Urschel
Godwin	Morris	White
Goodlaxon	Myers	Wolf
Graham	Niewoehner	Mr. Speaker
Greiser		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Frey	Schimke	Trydahl
O'Brien	Shure, Cass	Tuff
Peterson, Bot'neau	Symington	Williams
Pewe	Treffry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Page	Wendland
Nelson, Sargent	Sandness	Wick
Olson, Sargent	Shurr, Bottineau	

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

Mr. Twichell 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.

Mr. Frazier: In reading the amendments offered by the Senate on this bill, I find a great number of changes, many of which are, in my opinion, beneficial to the Act. However, I feel that with the increased duties they have placed on these men, that we can not expect any more efficiency than we have had in the past. While they have increased the number of patrolmen by five, I see they have assigned them the duties of what heretofore has taken ten men to do. But rather than have no Highway Patrol at all, I vote "yes" on this bill.

Mr. Beaton: While the record will show that I voted against this bill yesterday, because it contained too many objectionable features, I note many of these objectionable provisions have been eliminated by Senate amendments. Therefore I vote "aye."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to inform you that the House has concurred to the Senate amendments on House Bill No. 2.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 4. 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.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following:

HOUSE CONCURRENT RESOLUTION "A".

Which the Senate has adopted unchanged.

Very respectfully,

THOMAS McDONALD,
Secretary.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION "A"

Also,

Senate Bill No. 1. 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. 2. 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. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

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

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

HOUSE CONCURRENT RESOLUTION "B"

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

In line 3 of the original bill, after the word "the" and before the word "twenty," insert the following words "Special Session of The."

In line 14, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$10.00".

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Traynor moved that the rules be suspended and that the amendments of the Appropriation committee be adopted.

Which motion prevailed.

Mr. Godwin moved that House Concurrent Resolution "B" be placed on the calendar.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Concurrent Resolution "B" be considered properly re-engrossed and placed on Second Reading and Final Passage.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION "B"

Was read the second time.

ROLL CALL

The question being on the final passage of Special Session House Concurrent Resolution "B," the roll was called and there were ayes, 96; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holmquist	Olson, Adams
Akland	Holthusen	Olson, Bowman
Anderson	Hultstrand	Olson, McLean
Anfinson	Huseby	Olson, Sargent
Beaton	Ireland	Peterson, Renville
Beggs	Jensen	Peterson, Richland
Bieloh	Johnson	Rait
Billigmeier	Jones	Sand
Bjornson	Jury	Saumur
Black	Just	Savre
Blair	Knudson, Steele	Schimke
Brown	Knutson, LaMoure	Seibel
Brusseau	Krank	Semerad

Messrs.	Messrs.	Messrs.
Burgum	Kraus	Severson
Byrne	LaBerge	Shure, Cass
Caddell	Langford	Solberg
Dalzell	Leum	Sticka
Day	Levin	Stray
Dittmer	Livingston	Symington
Dullea	McInnes	Thompson
Fitch	McIntee	Thoreson
Frazier	Magill	Traynor
Freitag	Morland	Treffry
Frey	Morris	Trydahl
Frosaker	Myers	Tuff
Gessner	Niewoehner	Tweten
Goodlaxon	Nelson, Cass	Twichell
Greiser	Norheim	Urschel
Hagen	Obach	White
Haines	O'Brien	Williams
Hofstrand	Odegard	Wolf
Holm	Oglesby	Mr. Speaker

Those voting in the negative were:

Messrs.
Pewe

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beasley	Kapaun	Sandness
Benno	Nelson, Sargent	Schauss
Biberdorf	Page	Shurr, Bottineau
Gilberg	Peterson, Bot'neau	Wendland
Godwin	Ritter	Wick
Graham		

So the resolution was adopted.

Mr. Fitch moved that the vote by which House Concurrent Resolution "B" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to transmit herewith the following resolution:

HOUSE CONCURRENT RESOLUTION "B"

Which the House has passed and your favorable insideration is respectfully requested.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

FIFTH ORDER OF BUSINESS

REPORT OF HOUSE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

HOUSE RESOLUTION "A". A resolution memorializing William V. O'Connor, and resolving that copies be spread on the minutes of the Journal and that the Secretary of State send copies to the widow of William V. O'Connor and to his brother, the Hon. J. F. T. O'Connor, Comptroller of the Currency, Washington, D. C.

And find the same correctly enrolled.

CARL H. DITTMER,
Chairman.

Mr. Trydahl moved that the report be adopted, which motion prevailed, and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Thoreson presented the following Resolution:

HOUSE RESOLUTION

WHEREAS, Members of this Legislative Assembly have been ably guided in its deliberations, by the able leadership of its floor leader, Mr. Godwin;

THEREFORE, BE IT RESOLVED, That this Assembly extend its sincere thanks to Mr. Godwin for such services, and that a copy of this resolution be printed in the House Journal.

Mr. Thoreson moved the adoption of the Resolution, which motion prevailed.

FIFTH ORDER OF BUSINESS

REPORT OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

HOUSE CONCURRENT RESOLUTION "A", A Concurrent resolution to retain mailing force of the legislative assembly in office for a period of five days and the proofreader

of the House for a period of three days beyond the close of the session.

And find the same correctly enrolled.

CARL H. DITTMER,
Chairman.

Mr. Trydahl moved that the report be adopted, which motion prevailed and the report was adopted.

EIGHTH ORDER OF BUSINESS

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

HOUSE CONCURRENT RESOLUTION "A".

Also,

Senate Bill No. 4. 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,

HOUSE JOINT RESOLUTION "C".

Also,

JOINT SENATE AND HOUSE RESOLUTION "A".

Also,

HOUSE RESOLUTION "A".

Also,

JOINT HOUSE AND SENATE RESOLUTION "C".

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to transmit herewith the following:

JOINT RESOLUTION "A"

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

Also,

Senate Bill No. 4. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Ani-

mals Infected With Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Which the Speaker has signed.

Also,

COPIES OF JOINT HOUSE AND SENATE RESOLUTION "C"

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

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following resolution:

HOUSE CONCURRENT RESOLUTION "B"

Which the Senate has adopted unchanged.

Very respectfully,

THOMAS McDONALD,
Secretary.

FIFTH ORDER OF BUSINESS

REPORT OF HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

HOUSE CONCURRENT RESOLUTION "B" Special Session House Concurrent Resolution "B", that Thos. McDonald, Secretary of the Senate, and Minnie D. Craig, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of the Special Session of the Twenty-Fifth 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.

And find the same correctly engrossed.

HERMAN JUST, Jr.,
Chairman.

Representative Trydahl moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 1. 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. 2. 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.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following resolutions:

JOINT HOUSE AND SENATE RESOLUTION "C"

Also,

HOUSE CONCURRENT RESOLUTION "A"

Which the President has signed.

Very respectfully,

THOMAS McDONALD,
Secretary.

EIGHTH ORDER OF BUSINESS

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

Senate Bill No. 1. 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. 2. A Bill for an Act Making an Appro-

priation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

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

Senate Bill No. 1. 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. 2. 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.

Which the Speaker has signed.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

FIFTH ORDER OF BUSINESS

REPORT OF HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

SPECIAL SESSION HOUSE CONCURRENT RESOLUTION "B" providing that Thomas McDonald, Secretary of the Senate, and Minnie D. Craig, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of the Special Session of the Twenty-fifth 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.

And find the same correctly enrolled.

HERMAN JUST, Jr.,
Chairman.

Mr. Trydahl moved that the report be adopted, which motion prevailed, and the report was adopted.

EIGHTH ORDER OF BUSINESS

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

SPECIAL SESSION HOUSE CONCURRENT RESOLUTION "B".

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to transmit herewith the following:

SPECIAL SESSION CONCURRENT RESOLUTION "B"

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

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following:

SPECIAL SESSION HOUSE CONCURRENT RESOLUTION "B".

Which the President has signed.

Very respectfully,

THOMAS McDONALD,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With

Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

EIGHTH ORDER OF BUSINESS

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

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

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

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

A committee from the Senate notified the House that the Senate had completed its business and was about to adjourn sine die.

FIFTH ORDER OF BUSINESS

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees: Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

And find the same correctly re-engrossed.

HERMAN JUST, Jr.,
Chairman.

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

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

And find the same correctly enrolled.

HERMAN JUST, Jr.,
Chairman.

Mr. Trydahl moved that the report be adopted, which motion prevailed and the report was adopted.

EIGHTH ORDER OF BUSINESS

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

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 10, 1937.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

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

Very respectfully,

MINNIE D. CRAIG,
Chief Clerk.

Mr. Sand moved that the Speaker appoint a committee of three to notify the Senate that the House has completed its business and is about to adjourn sine die, which motion prevailed, and the Speaker appointed to such Committee Representatives Myers, Freitag and Adam.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

SPECIAL SESSION HOUSE CONCURRENT RESOLUTION "B".

Also,

HOUSE CONCURRENT RESOLUTION "A".

Also,

JOINT RESOLUTION "C"

Also,

HOUSE RESOLUTION "A".

Were delivered to the Secretary of State for his approval at the hour of 5:30 o'clock, March 10, 1937.

HERMAN JUST, Jr.,
Chairman.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 10, 1937.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

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

Very respectfully,

THOMAS McDONALD,
Secretary.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications; and Declaring an Emergency.

Were delivered to the Governor for his approval at the hour of 5:30 o'clock, March 10, 1937.

HERMAN JUST, Jr.,
Chairman.

Mr. Myers reported that the committee had notified the Senate that the House was about to adjourn sine die.

Mr. Schauss moved that the Speaker appoint a committee of three to notify the Governor that the House has completed its business and is about to adjourn sine die, which motion prevailed, and the Speaker appointed on such committee, Representatives Jensen, Greiser and Treffry.

Mr. Jensen reported that the committee had notified the Governor that the House was about to adjourn sine die.

Mr. Schauss moved the committee be discharged.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

W. A. Dodge, Fargo; Elliott I. Knutson, LaMoure; John A. Borud, Des Lacs; Judge Geo. H. McKenna, Napoleon; Dick Pritchard, Fessenden; Anton Swanson, Denhoff; Erwin Thompson, Thompson; E. W. Stanton, Bismarck; George Olson, Charleson.

Mr. Godwin moved that the House do now adjourn sine die, which motion prevailed, and the House of Representatives of the 1937 Special Session adjourned.

MINNIE D. CRAIG,
Chief Clerk.

Special Session

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OFFICERS AND EMPLOYEES
of the
HOUSE OF REPRESENTATIVES OF NORTH DAKOTA
for the
SPECIAL SESSION
of the
TWENTY-FIFTH LEGISLATIVE ASSEMBLY

Position	Name
Chief Clerk	Minnie D. Craig
First Ass't. Chief Clerk	J. M. Anderson
Second Ass't. Chief Clerk	Paul C. Bennett
Desk Reporter	Helen Ulstrup
Sergeant-at-Arms	Bert Monaghan
Ass't. Sergeant-at-Arms	Herman Lybeck
Bill Clerk	Walter Bubel
Stenographer	Mabel Engeseth
Stenographer	Clara Kane
Stenographer	Marie Garske
Stenographer	Margaret McDonald
Chief Enrolling and Engrossing Clerk	V. L. Gilbreath
Enrolling and Engrossing Clerk	Bertha Varney
Enrolling and Engrossing Stenographer	Dorthea Varney
Ass't. Enrolling and Engrossing Clerk	Arnold Banse
Bill Clerk	Walter Bubel
Clerk, Judiciary Committee	Asher Anderson
Postmistress	Mrs. Helga Kolstad
Ass't. Postmaster	Ray Cooper
Chief Mailing Clerk	H. C. Epping
Ass't. Mailing Clerk	Gottlieb Diede
Clerk	J. J. Fischer
Telephone Attendant	Mrs. Ruby Williams
Ass't. Proof Reader	Mrs. Sena Ingberg
Chief Proof Reader	Rev. Forrest B. Sharkey
Doorkeeper	W. S. Place
Doorkeeper	Anton J. Schmidt
Doorkeeper, Upper Gallery	Bernard Schauss
Attendant and Marshall	F. L. Bowerman
Page	Kenneth Morgan
Page	James J. Flynn
Page	Wm. (Bud) Rathbun
Janitor	Alfred Gast
Page	Andre Gratten
Janitor	John Byrne
Janitor	Andreas Wolf
Janitor	T. A. Crawford

RECORD OF BILLS IN THE HOUSE

HOUSE BILLS

House Bill No. 1—(Committee on Livestock)

House Bill No. 1. 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.

Introduction, first reading, reference, 15, 16.
Reported back, amended, 19, 20.
Engrossed, 22.
Second reading, 26.
Sent to Senate, 30.
Returned to House, indefinitely postponed, 56.

House Bill No. 2—(Byrne and Schauss)

House Bill No. 2. A Bill for an Act Providing for the Appointment of a Superintendent of Divisions of Highway Safety and Patrol and Patrolmen and Employees; Providing for Operator's and Chauffeur's License and the Fees to Be Paid Therefor and Providing for the Taking of Registration and Operator's and Chauffeur's License Applications.

Introduction, first reading, reference, 16.
Re-referred, 16.
Reported back, amended, 17.
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Other action, 64, 66, 77.
Enrolled, 78.
Speaker signed, 78.
Sent to Senate for signing, 78.
Came to House, signed, 79.
To Governor, 80. (Governor signed.)

House Bill No. 3—(Committee on Tax and Tax Laws)

House Bill No. 3. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall Be Paid with Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When

Losses May Be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Introduction, first reading, reference, 16, 17.
 Reported back, amended, 18.
 Engrossed, 23.
 Second reading, 32.
 Sent to Senate, 37.

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HOUSE CONCURRENT RESOLUTION "A"

Retaining mailing force and proof reader after close of session.

Read, printed and adopted, 46.
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 Returned, unchanged, 66.
 Enrolled, 70.
 Speaker signed, 71.
 Sent to Senate for signing.
 Returned to House, signed, 73.
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HOUSE CONCURRENT RESOLUTION "B"

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Read, printed, referred, 47, 48.
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 Returned, unchanged, 72.
 Enrolled, 74.
 Speaker signed, 75.
 Sent to Senate for signing, 75.
 Returned, signed, 75.
 To Secretary of State, 79.

HOUSE RESOLUTION "A"—(Twichell)

Memorial to William V. O'Connor.
 Read, printed and adopted, 48.
 Enrolled, 70.
 To Secretary of State, March tenth.

RECORD OF SENATE BILLS IN THE HOUSE

Senate Bill No. 1

Senate Bill No. 1. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Came from Senate, 24.
Introduction, first reading, reference, 24.
Reported back, do pass, 39.
Second reading, 54.
Sent to the Senate, unchanged, 67.
Speaker signed, 73.
Sent to the Senate, signed, 74.

Senate bill No. 2

Senate Bill No. 2. 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.

Came from Senate, 24.
Introduction, first reading, 24.
Reference, 25.
Reported back, do pass, 39.
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Sent to the Senate, unchanged, 67.
Came to House for signing, 72.
Speaker signed, 73.
Sent to the Senate, signed, 74.

Senate Bill No. 3

Senate Bill No. 3. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses, Per Diem and Other Incidental Expenses in Connection with the Special Session of the Legislature, Convened on March 8th, 1937, and Declaring an Emergency.

Came from Senate, 31.
Introduction, first reading, reference, 32.
Reported back, do pass, 39.
Second reading, 51.
Amended on Second reading, 54.
Reconsidered and put on calendar, 653.
Final vote, 67.
Sent to the Senate, unchanged, 67.
Speaker signed, 71.
Returned to Senate, signed, 71.

Senate Bill No. 4

Senate Bill No. 4. 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.

Came to House, 30.
Introduction, first reading, reference, 32.
Reported back, amended, 44.
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Second reading, 49.
Sent to the Senate, amended, 50.
Other action, 56.
Came to House for signing, 66.
Speaker signed, 71.
Returned, signed, 71.

Senate Bill No. 5

Senate Bill No. 5. A Bill for an Act Providing for and Relating to the Taxation of Individuals, Fiduciaries and Corporations; Prescribing the Rates Which Shall be Paid With Respect to Net Income as Defined in Article 35 of Chapter 34 of Political Code of the Supplement to the Compiled Laws of 1913 and Acts Amendatory Thereof; Providing When Losses May be Deducted; Providing for Exemptions and Credit Upon Tax; Providing for Date of Effect and to Amend and Re-enact Section 2346a23 of the Supplement to the Compiled Laws of 1913; and to Amend and Re-enact Section 2346a25 of the Supplement to the Compiled Laws of 1913; and Subsection 4 of Section 4 of Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws, 1931; Providing for Making the Tax a Lien; Providing for Field Auditors; Providing for the Repeal of Paragraph "B" of Subsection 4 of Section 6 of Chapter 283 of the 1931 Session Laws; Making a Saving Clause and Declaring an Emergency.

Came to House, 31.
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Other action, 22.
Came to House for signing, 56.
Speaker signed, 71.
Returned to Senate, signed, 71.

SENATE CONCURRENT RESOLUTION "B"

Came to House, 23.
Read, adopted, 25.
Returned to Senate, unchanged, 30.
Resolution printed, 45.
Came to House for signing, 56.
Speaker signed, returned to Senate, 71.

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Speaker signed, 71.
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