
HOUSE RESOLUTIONS

HOUSE RESOLUTION No. 1 (Leet)

LAWS FOR HOUSE COMMITTEE USE

A resolution providing copies of the 1953 Supplement to the North Dakota Revised Code of 1943 and of the 1953 session laws for the use of the various committees of the house of representatives.

Be It Resolved by the House of Representatives of the State of North Dakota:

WHEREAS, in the various committee meetings it is often necessary to refer to the Code and for that reason a Code should be available for such use;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That the secretary of state be authorized and directed to furnish seventeen copies of the 1953 Supplement to the North Dakota Revised Code of 1943 and seventeen copies of the 1953 session laws to be distributed to the various committee rooms of the house of representatives, each volume to be stamped or labeled "Property of the state of North Dakota", and under the custody of the various committee chairmen using the same, whose duty it shall be, at the close of the session, to deliver them to the secretary of state to be kept by him for the use of succeeding sessions of the legislature, and that a copy of this resolution duly certified by the chief clerk of the house be delivered to the secretary of state as his authority for furnishing same.

Filed January 11, 1955.

HOUSE RESOLUTION No. 2
(Beede, Nygaard, Hofstrand, Louis Leet)

**AGRICULTURAL COLLEGE ADMINISTRATION;
PUBLIC HEARINGS**

A resolution requesting the state board of higher education to conduct open and public hearings upon all matters relating to the controversy over academic freedom and tenure at the agricultural college.

WHEREAS, charges have been made that the administration of the agricultural college has interfered with academic freedom and has disregarded the rights of tenure of faculty members; and

WHEREAS, as a result of private hearings conducted by a counsel of the state board of higher education a statement has been issued by such board vindicating the administration of the college and asking for the resignation of four professors now employed at the college; and

WHEREAS, this action on the part of such board is reported to be based upon testimony offered at such private hearing by persons who were expressly assured that their testimony would not be made public; and

WHEREAS, the citizens and taxpayers of the state of North Dakota and the North Dakota house of representatives who are vitally interested in the welfare of the North Dakota agricultural college are uninformed of the facts involved in such controversy and particularly the facts warranting the requested resignations of the four professors of the college; and

WHEREAS, it is felt that such facts could be properly presented at an open hearing at which time information in support of the board's action could be revealed and the professors requested to resign might be fully apprised of the charges made against them and be given the opportunity to answer such charges;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA: That the board of higher education is hereby urged and requested to conduct full and complete open public hearings upon all matters relating to such controversy.

Filed January 18, 1955.

HOUSE RESOLUTION No. 3
(Thompson of Burleigh, Scott and Erickson of Burke-Divide)

HOUSE OFFICIAL PHOTOGRAPHER

A resolution to appoint an official photographer for the House of Representatives of the Thirty-fourth Legislative Assembly of the state of North Dakota.

Be It Resolved by the House of Representatives of the State of North Dakota:

WHEREAS, for historical purposes it has been the custom of all North Dakota legislative assemblies to have composite group pictures made of all members of such assemblies, and

WHEREAS, Mason Owens Studio of Bismarck, North Dakota, offers to make a large composite group picture of the members of the house of representatives of the Thirty-fourth Legislative Assembly, size forty-nine inches by thirty-eight and one-half inches, composite framed and ready to hang, and one hundred seventeen, eleven by fourteen, copies of said picture for each member and desk force of the house but not to be framed, at a cost of five hundred seventy-five dollars.

NOW THEREFORE, BE IT RESOLVED: That Mason Owens Studio, Bismarck, North Dakota, be, and is hereby appointed official photographer for the North Dakota house of representatives of the Thirty-fourth Legislative Assembly.

BE IT FURTHER RESOLVED: That the Mason Owens Studio of Bismarck, North Dakota, be and is hereby awarded the sole privilege of photographing members of the house of the Thirty-fourth Legislative Assembly, at a cost price of five hundred and seventy-five dollars, to be taken out of legislative expenses.

Filed January 20, 1955.

HOUSE RESOLUTION No. 4
(Wicks, Fristad and Rohde)

PENITENTIARY INVESTIGATION

A house resolution recommending an investigation of the conditions of the North Dakota state penitentiary.

Be It Resolved by the House of Representatives of the State of North Dakota:

WHEREAS, recent events have occurred which tend to discredit the administration of affairs at the North Dakota state penitentiary, and

WHEREAS, charges have been made, which were carried in the daily press, charging laxity, incompetence and improper administration of the affairs of the said North Dakota state penitentiary; and

WHEREAS, the welfare of the inmates of such institution is of vital concern to every citizen of the state of North Dakota, and if such charges which have been made are true, steps should be taken by this legislative assembly to correct such evils as might exist;

Now, THEREFORE, in order that the members of this house may be apprised of the true facts regarding the situation at the North Dakota state penitentiary at Bismarck, so that evils which may in fact exist can be corrected,

BE IT THEREFORE RESOLVED that a committee of five members of this house be appointed by the speaker to inquire into and investigate the facts and conditions surrounding the administration of the affairs at the North Dakota state penitentiary at Bismarck, North Dakota, and that such committee be instructed to report back to this house its findings and its recommendations as to what action, if any, should be taken in the matter, and what, if any, future legislation should be enacted affecting the said institution.

Filed January 28, 1955.

HOUSE RESOLUTION No. 6
(Wambheim)

HOUSE CHAPLAIN SERVICE

A house resolution relating to chaplain service.

Be It Resolved by the House of Representatives of the State of North Dakota:

The schedule of chaplaincy for the house of representatives of the thirty-fourth legislative assembly as set forth in the journal of the house of representatives on pages 17 and 18, as amended, is agreed to and the employment of chaplains in accordance with such schedule at six dollars per diem, is hereby authorized.

Filed February 10, 1955.

HOUSE RESOLUTION No. 8
(Brown)

INVESTIGATION OF GAS TAX REFUND SYSTEM

A resolution directing and authorizing the speaker of the house of representatives to appoint a five man committee to investigate the gas refund system in the state auditor's office.

WHEREAS, there has been much speculation as to the efficient administration of the gas tax refund system, charges and counter charges as to the veracity of refund applications; and

So that this body may have a firsthand report of the above mentioned intimation; and

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the speaker appoint a committee of five to make an investigation of said gas tax refund system and its administration.

Filed February 14, 1955.

HOUSE RESOLUTION No. 9

(Adamsen, Baker, Balerud, Benson, Berntson, Bjella, Bye, Currie,
(Dahlund, Dewey, Engen, Esterby, Ettestad, Fine, Gagnum, Haugland,
(Heller, Hofstrand, Isakson, Kjos, Lee, Leet, Lynch, McLain,
(Miller, Mollet, Overbo, Poling, Power, Renfrow, Rohde, Saugstad,
(Saumur, Tollefson, Trydahl, Vinje)

ADDITION OF U. S. HIGHWAY TWO TO NATIONAL
INTERSTATE HIGHWAY SYSTEM

A resolution to the Honorable Dwight D. Eisenhower, President of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, secretary of the department of commerce; to the Honorable Charles E. Wilson, secretary of defense; to the Honorable C. D. Curtiss, chief of administration for the bureau of public roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from the state of North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from the state of North Dakota; requesting a re-allocation and increased strategic mileage in the Federal Aid Highway Act of 1944 to add United States Highway Two to the national interstate highway system.

WHEREAS, the Federal Aid Highway Act of 1944, which Act amended the Federal Road Act approved July 11, 1916, as amended and supplemented, provided that "There shall be designated in the Continental United States a national system

of interstate highways not exceeding forty thousand miles in extent, so located as to connect by routes as direct as practicable the principal metropolitan areas, cities and industrial centers, to serve the national defense and to connect at suitable border points with routes of continental importance in the Dominion of Canada and the Republic of Mexico"; and

WHEREAS, the Act further provided that "The routes of the national system of interstate highways shall be selected by joint action of the highway departments of the several states and the adjoining states", and in another provision required approval by the federal works administrator; and

WHEREAS, Phillip B. Fleming, Major General, United States Army, administrator of the federal works agencies, caused to be entered a certificate of approval of the national system of interstate highways, dated the second day of August, 1947, which adopted a national system of interstate highways, selected by the joint action of the state highway departments of each state and adjoining states; and

WHEREAS, the national system of interstate highways selected, modified, and revised, as aforesaid, is comprised of routes totaling approximately thirty-seven thousand eight hundred miles in extent; and

WHEREAS, there is a balance of two thousand two hundred miles within the forty thousand mile limit provided for in the Federal Aid Act of 1944 which can be placed on the interstate system; and

WHEREAS, United States Highway Two is the shortest route through arterial highway link between Sault Ste. Marie, Michigan and Seattle, Washington, and runs parallel to the northern border of the United States and intercepts all highway communications with Canada in the state of North Dakota as well as the several other boundary states; and

WHEREAS, said United States Highway Two plays an ever increasing integral and necessary role in the tremendous development of the country's natural resources, namely, oil, coal, gas, iron ore, nuclear and other minerals, as well as the vast timber industry, and in the vast development of power being generated by the dams constructed and being constructed in the northwest, and in the expanding industrial development potential in the several states and in Canada, notably in the Provinces of Manitoba and Alberta, all of which demands a revision and an increase in our vital defense needs; and

WHEREAS, the said United States Highway Two, which can without any difficulty be linked from east coast to west coast through the states of New York, Vermont, New Hampshire and

Maine, and connected with Canada's Highway Nine from New York to Montreal and Highway Seventeen from Montreal to Sault Ste. Marie, which are of importance in the Dominion of Canada, is the only connection between our air defense bases, the number of which and the personnel involved are known only to Congress, and department of defense officials, along the entire northern defense perimeter of the continental United States; and

WHEREAS, under the hourly maximum traffic classifications, the interstate designation of the United States Highway Two to be determined by the bureau of public roads, can be the classification of interstate rural, under the specification for the interstate system set out by the bureau, this could call for a two-lane highway with a one hundred foot right of way; and

WHEREAS, the total mileage involved in this petition is approximately two thousand one hundred seventy-eight miles in length and connects at points in seven states from the city of Sault Ste. Marie, Michigan, to the city of Everett, Washington; and

WHEREAS, while this is a petition from the state of North Dakota, it is contemplated the joining by the several other states with similar petitions, action having already been started in the states of Montana, Idaho and Washington, this is especially true in view of the gigantic growth and expansion of the areas served by, contiguous to and adjacent to United States Highway Two because such areas, at their accelerated progress, resulting from a shift of population and industry to the northwestern states, and increasing industrial expansion in all areas, demand a revision of the transportation needs; and

WHEREAS, this request that the designation of the United States Highway Two be placed on the national system of interstate highways is made without prejudice to existing interstate highways in the state of North Dakota and in the other states served by the United States Highway Two;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the house of representatives of the state of North Dakota does hereby, most earnestly and respectfully, request that the Congress of the United States recognize the strategic importance of United States Highway Two, and through the proper federal agencies, take immediate action to have United States Highway Two designated an integral part of the national system of defense highways, and that it be placed on the national system of interstate highways.

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Honorable Norman Brundsdale, governor of the state of North Dakota; and by the Honorable Ben Meier, secretary of state of North Dakota; to the Honorable Dwight D. Eisenhower, president of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, secretary of the department of commerce; to the Honorable Charles E. Wilson, secretary of defense; to the Honorable C. D. Curtiss, chief of administration for the bureau of public roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from North Dakota.

Filed February 23, 1955.

HOUSE RESOLUTION No. 10
(Committee on Industry and Business)

LEGISLATIVE RESEARCH COMMITTEE STUDY OF
MILL STORAGE

A resolution commending the Select Committee appointed by the Thirty-third Legislative Session of the House of Representatives, and directing the Legislative Research Committee to study the laws of North Dakota relating to mill storage of grain, and to confer with surrounding states on the problems of mill storage.

WHEREAS, the 1953 session of the house of representatives deemed it advisable to appoint an interim committee to investigate the practices of mill storage grain and to report their findings to the thirty-fourth session of said house of representatives; and

WHEREAS, the said committee, at great sacrifice of their time and convenience, have made exhaustive and minute study of said charged practices, the result of which have revealed flagrant violations and misuse of mill storage grain.

NOW, THEREFORE, BE IT RESOLVED that the thirty-fourth session of the house of representatives, directs that a copy of the select committee's report be forwarded to the chairman of the Interstate Commerce Commission, to the speaker of the house of representatives of the United States Congress, to the Vice President of the United States, as presiding officer of the United States senate, to the secretary of agriculture of the United States, to each member of the North Dakota congressional delegation, to the attorney general of the United States, to the governor of North Dakota and to the public service commission of North Dakota, and that a copy of this resolution accompany each report as directed above.

WHEREAS, such select committee found that the practice of mill storage of grain was widespread throughout North Dakota, and that such practice depresses the market of small grains grown in North Dakota, South Dakota, Minnesota, and Montana;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, that the legislative research committee is hereby authorized and directed to study the laws of the state of North Dakota relating to mill storage practices, and to recommend improvements in such laws and the enforcement thereof.

BE IT FURTHER RESOLVED, that the legislative research committee confer with similar bodies in the state of Montana, South Dakota, and Minnesota for the purpose of developing sound laws to prevent the practice of mill storage, thereby improving the market price of durum, hard spring wheat, flax and other small grains grown in this area, and that the legislative research committee make its report and recommendations to the Thirty-fifth Legislative Assembly in such form as it may deem expedient.

BE IT FURTHER RESOLVED, that this house of representatives, as a body, commend the efforts of Representatives Snortland, Erickson of Burke-Divide and Rolfsrud; members of said select committee.

Filed March 3, 1955.

HOUSE RESOLUTION No. 11
(Einarson and Leet)

POSTED NOTICES OF VEHICLE SIZE AND WEIGHT LIMITS

A resolution directing the state highway department to post notices of weight, width, height, and length limitations on motor vehicles.

WHEREAS, the motor vehicle laws of states surrounding North Dakota differ from the laws of the state of North Dakota in some respects in relation to weight, width, height, and length limitations; and

WHEREAS, it is desirable to give due notice of North Dakota laws pertaining to weight, width, height, and length of vehicles to the operators thereof when they enter this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA: That the state highway commissioner is hereby directed to erect suitable signs where practical at the points where principal highways enter this state, giving notice of the weight, width, height, and length limitations prescribed by the laws of this state.

Filed March 7, 1955.

HOUSE RESOLUTION No. 12
(Gefreh, Saumur, Mueller, Hofstrand and Wicks)

PENITENTIARY INVESTIGATION; TRANSCRIPT EXPENSES

A resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota state penitentiary.

WHEREAS, House Resolution No. 4 authorized the appointment of a committee to investigate conditions at the North Dakota state penitentiary, and

WHEREAS, the committee appointed pursuant to said House Resolution No. 4 did conduct hearings and did employ Gordon H. Potter as the official reporter to make a record of all the testimony presented at such hearings and to prepare a transcript of the same.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That there is hereby authorized the expenditure of \$1,025.00 payable to Gordon H. Potter for his charges of reporting and transcribing of the testimony adduced at said hearings, and that the same be charged to legislative expenses.

Filed March 9, 1955.

HOUSE RESOLUTION No. 13
(Bye, Currie and Adamsen)

SEED DEPARTMENT EMPLOYEES; MARKETING SEED GRAIN

A house resolution declaring the policy of the house of representatives in regard to employees of the state seed department participating in the production of agricultural seed.

WHEREAS, the commissioner and employees of the state seed department have as their primary duty the inspection and certification of potatoes and other agricultural seed; and

WHEREAS, it appears to be against the public interest and the interests of the growers of potatoes and other agricultural seed for the state seed commissioner or his employees to personally engage in the business of raising or marketing certified potatoes and other certified seed grains when it is also their official duty to inspect and certify potatoes and other agricultural seed;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA: That it is deemed to be against the best interests of the state of North Dakota and the growers of certified potatoes and other certified agricultural seed grains for the state seed commissioner or any deputy seed inspector or supervising inspector of the state seed department to personally engage in the raising or marketing of certified potatoes and other certified agricultural seed grains.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded by the chief clerk of the house of representatives to the state seed commissioner, and that copies thereof be distributed by the state seed commissioner to the deputy seed inspectors and supervising inspectors of the state seed department.

Filed March 7, 1955.

HOUSE RESOLUTION No. 14
(Committee on Industry and Business)

REDEPOSIT OF BANK OF N. D. FUNDS

A resolution authorizing the North Dakota industrial commission to direct the Bank of North Dakota to redeposit funds in North Dakota.

WHEREAS, the Bank of North Dakota, as of February 1, 1955, had on deposit with various banks throughout the nation the total sum of \$14,364,180.10; and

WHEREAS, only \$1,023,000.00 was deposited with banks in the state of North Dakota; and

WHEREAS, the Bank of North Dakota belongs to the people of North Dakota and it would be to the best advantage of the people of North Dakota, particularly the agricultural interests, that more of these funds be deposited with banks within the state of North Dakota and be made available for the credit purposes to the people of North Dakota; and

WHEREAS, it would be to the best interest of North Dakota that more of the above mentioned funds be deposited with the banks in the state of North Dakota.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATIVE ASSEMBLY:

That the industrial commission be instructed to direct the manager of the Bank of North Dakota to withdraw deposits in

excess of required commitments, in banks outside of the state of North Dakota and to redeposit more of these funds in banks in North Dakota to a minimum of \$10,000.00, and that funds in greater amounts shall be deposited in banks in North Dakota whose resources are adequate and where collateral is provided satisfactory to the management of the Bank of North Dakota and the industrial commission.

Filed March 9, 1955.

HOUSE RESOLUTION No. 15
(Committee on Natural Resources)

LEGISLATIVE RESEARCH STUDY OF GAME COMMISSION

A resolution authorizing and directing the legislative research committee to make a study of the feasibility and advisability of the state adopting a commission form of game management.

WHEREAS, many individuals and groups concerned with wildlife and game management in North Dakota recommend a commission form of game and wildlife management for the state; and

WHEREAS, before adequate legislation can be introduced or receive favorable consideration, it is necessary that an objective, unbiased, and detailed study be made not only of the merits of the commission form of management generally, but also of the particular form and operation of a commission suitable to the needs of this state;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the legislative research committee is hereby authorized and directed to make a detailed study and analysis of the feasibility and advisability of this state's adoption of a commission form of game and wildlife management, and to make its report and recommendations to the Thirty-fifth Legislative Assembly in such form as the committee deems appropriate.

Filed March 9, 1955.

HOUSE RESOLUTION No. 16
(Beede and Nygaard)

“SLOW DOWN AND LIVE” CAMPAIGN

A resolution designating the period between Memorial Day and Labor Day of 1955 as a “Slow Down and Live” campaign period.

WHEREAS, a needless loss of lives, limbs and property is occurring continuously on the highways of North Dakota, resulting in an annual economic loss of more than \$15 million; and

WHEREAS, speed and traffic violations growing out of speed are leading causes for much of this destruction; and

WHEREAS, the period between Memorial Day and Labor Day is one during which speed is often excessive; and

WHEREAS, the governors of the 48 states resolved at their last annual conference to cooperate in a nationwide drive to reduce speed during this period;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the period between Memorial Day and Labor Day of 1955 is hereby designated as a “Slow Down and Live” campaign period, and the citizens of the state of North Dakota are hereby urged to give this period appropriate recognition by obedience to the traffic laws and regulations of this state, especially those relating to speed on the highways.

Filed March 9, 1955.