

# HOUSE CONCURRENT RESOLUTIONS

## HOUSE CONCURRENT RESOLUTION "B"

(Bier, Giffey, Mueller, Winge)  
(From LRC Study)

### CONSTRUCTION OF WEATHER-PROTECTIVE RECREATION BUILDINGS

A concurrent resolution urging the Bureau of Outdoor Recreation and the North Dakota congressional delegation to advocate for the inclusion of provisions within the Land, Water, and Conservation Fund Act which would make possible the construction of weather-protective buildings specifically equipped to provide year-around indoor recreation activities free from uncertain weather conditions.

WHEREAS, the Bureau of Outdoor Recreation, representing the Federal Government, has entered into a program of outdoor recreation through a system of grants-in-aid; and

WHEREAS, an extension of this program is needed in the northern tier of States whereby such sports as ice skating, hockey, curling, swimming, etc., may be continuing recreation activities without climatic interruption; and

WHEREAS, recreation activities herein described are needed in the northern climate to provide the residents of these areas with a seasonally balanced recreation program;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Bureau of Outdoor Recreation and the congressional delegation of North Dakota are respectfully urged to advocate for the inclusion of provisions within the Land, Water, and Conservation Fund Act which would make possible the construction of weather-protective buildings specifically equipped to provide year-around indoor reservation activities free from uncertain weather conditions; and

*Be It Further Resolved*, that a copy of this resolution be forwarded to the Honorable Stewart Udall, Secretary of the Interior; Dr. Edward C. Crafts, Director, Bureau of Outdoor Recreation; and the North Dakota congressional delegation.

Filed February 21, 1967.

## HOUSE CONCURRENT RESOLUTION "D"

(Brown, Streibel, Link)

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## ADDRESS OF LOUIS W. MENK

A concurrent resolution inviting Mr. Louis W. Menk to address members of the Fortieth Legislative Assembly.

WHEREAS, Mr. Louis W. Menk, President of the Northern Pacific Railway, will be present in Bismarck on February 2, 1967; and

WHEREAS, the members of the Fortieth Legislative Assembly rarely have an opportunity to be addressed by a man of Mr. Menk's experience and stature; and

WHEREAS, the State of North Dakota and its citizens have a vital interest in the problems and progress of the railroad industry;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That Mr. Louis W. Menk, President of the Northern Pacific Railway, be extended an invitation to appear before and address a joint session of the Fortieth Legislative Assembly of North Dakota at two o'clock p.m. on February 2, 1967.

Filed January 13, 1967.

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## HOUSE CONCURRENT RESOLUTION "E"

(Streibel, Link)

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## APPRECIATION TO PARTICIPANTS OF INAUGURATION PROGRAM

A concurrent resolution expressing appreciation to the Adjutant General, the National Guard, Francis Elliott, and Gilbert Gervais, the University Bards directed by Mr. James T. Fudge, the Bismarck High School Symphonettes directed by Mr. Harold Van Heuvelen, the Bismarck High School Swing Band directed by Mr. Gordon Knaak, and the Governor's Reception Committee for their activities in making the inauguration activities a success.

WHEREAS, Major General LaClair Melhouse, North Dakota Adjutant General, and the North Dakota National Guard have for many sessions handled the state officials' inaugural program in a most commendable manner; and

WHEREAS, they have again on January 4, 1967, performed these duties with finesse, dignity, and courtesy; and

WHEREAS, Mr. Francis Elliott, Mr. Gilbert Gervais, the University Bards and Mr. James T. Fudge, the Bismarck High School Symphonettes and Mr. Harold Van Heuvelen, and the Bismarck High School Swing Band and Mr. Gordon Knaak performed with dignity and excellence as a vital part of the joint session of the Fortieth Legislative Assembly held on January 4, 1967; and

WHEREAS, the Governor's Reception Committee planned and made the Governor's reception an outstanding event;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Fortieth Legislative Assembly of the State of North Dakota does hereby express its thanks and appreciation to Major General LaClair Melhouse, the National Guard, Mr. Francis Elliott, Gilbert Gervais, the University Bards and Mr. James T. Fudge, the Bismarck High School Symphonettes and Mr. Harold Van Heuvelen, the Bismarck High School Swing Band and Mr. Gordon Knaak, and the Governor's Reception Committee and to all others who furnished numbers for the programs for or assisted in any way with the success of these events;

*Be It Further Resolved*, that this resolution be printed in the journal and that properly authenticated copies be sent by the Secretary of State to Major General LaClair Melhouse, Mr. Francis Elliott, Mr. Gilbert Gervais, Mr. James T. Fudge, Mr. Harold Van Heuvelen, Mr. Gordon Knaak, and the Chairman of the Governor's Reception Committee.

Filed February 21, 1967.

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HOUSE CONCURRENT RESOLUTION "F"

(Streibel, Link)

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ADDRESS OF FLOYD E. DOMINY

A concurrent resolution inviting the Honorable Floyd E. Dominy, National Commissioner, Bureau of Reclamation, Department of Interior, to address the Legislative Assembly of the State of North Dakota meeting in joint session.

WHEREAS, the Honorable Floyd E. Dominy, National Commissioner, Bureau of Reclamation, Department of Interior, has accepted an invitation of the North Dakota Water Users' Association for a speaking engagement on January 16, 1967; and

WHEREAS, North Dakota has a great interest in the development, use, and preservation of water resources during the present and future years; and

WHEREAS, the knowledge, background, and information that the Honorable Floyd E. Dominy possesses in regard to the water problems facing the nation and North Dakota would be especially interesting to the Fortieth Legislative Assembly of the State of North Dakota;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Honorable Floyd E. Dominy be and is hereby extended an invitation to appear before a joint session of the Fortieth Legislative Assembly of the State of North Dakota at such time as may be arranged on January 16, 1967, for the purpose of addressing the members of said body; and

*Be It Further Resolved,* that copies of this resolution be forwarded to the Honorable Floyd E. Dominy and the President of the North Dakota Water Users' Association.

Filed January 16, 1967.

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#### HOUSE CONCURRENT RESOLUTION "G"

(Aamoth, Boustead, Brown, Bullis, Burke, Davis, Halcrow,  
(Hilleboe, Jones, Mueller, Streibel, Tweten, Wagner, Sandness)

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#### COMMENDATION OF SENATOR MILTON R. YOUNG

A concurrent resolution commending Milton R. Young, Senior Senator from North Dakota, on the twenty-second anniversary of his dedicated, devoted and loyal service for the State of North Dakota and our nation.

WHEREAS, on March 12th, 1967, Milton R. Young will have served in the United States Senate with distinction for twenty-two years; and

WHEREAS, his affable personality, youthful vigor and dedication to the high office he holds, and his outstanding abilities have rewarded him the respect, confidence and trust of not only his colleagues but that of our nation's leaders, both civilian and armed forces, and the leaders of our foreign allies; and

WHEREAS, he is the senior member of the Republican Party on the Appropriations Committee, the second in seniority on the Agricultural Committee, a 1966 subcommittee of appropria-

tions, agriculture, defense, deficiency and supplementals independent offices, subcommittee of interior, and the legislative branch of public works and C.I.A.; and

WHEREAS, he was the prime instigator of legislation that gave North Dakota the Garrison Dam, Missouri River Diversion and Water Resources Development programs; and

WHEREAS, he served one term in the North Dakota House of Representatives, 1933-34, and continuously in the North Dakota Senate from 1934 until he resigned in March 1945, when he accepted the appointment to the U.S. Senate to fill the vacancy due to the death of the late John Moses. As a member of the North Dakota Senate, he was honored by being elected President pro-tem in 1941, and floor leader in 1943; and

WHEREAS, he was elected in the special election in June 1946, to serve the five years' unexpired term of the deceased John Moses; and

WHEREAS, the citizens of North Dakota, by overwhelming majorities, have re-elected him to three consecutive six-year terms in the United States Senate; and

WHEREAS, with each succeeding year, Milton R. Young, by his physical stamina, conscientious regard for the well-being of his State and nation and their citizens, has expanded in stature and respect, by all with whom he represents and associates;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That Milton R. Young be given our vote of confidence and that Providence may allow us the good fortune of many more years of devoted, dedicated, and loyal service from him;

*Be It Further Resolved*, that this resolution be printed in the journal and that a properly authenticated copy be sent by the Secretary of State to Milton R. Young, Senior United States Senator from North Dakota.

Filed January 18, 1967.

## HOUSE CONCURRENT RESOLUTION "H"

(Committee on Employment)

## LEGISLATIVE EMPLOYEES' SALARIES

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 Fortieth Legislative Assembly of the State of North Dakota, the Senate Concurring Therein:*

That for and during this Fortieth Legislative Assembly the following named persons be employed and appointed as officers and employees of the House and Senate and shall be paid their per diem set opposite their respective names, as per the date of their employment as recorded in the journal:

## House

|  |         |
|--|---------|
| Roy Gilbreath, chief clerk.....                              | \$25.00 |
| Robert Miller, assistant chief clerk.....                    | 20.00   |
| Ruth Smith, desk reporter.....                               | 25.00   |
| ElaNor Weber, assistant reporter.....                        | 20.00   |
| E. A. Tough, bill clerk.....                                 | 17.00   |
| Alfred Hetland, calendar clerk.....                          | 17.00   |
| Ernest Benser, sergeant-at-arms.....                         | 15.00   |
| Jonas Johnson, deputy sergeant-at-arms.....                  | 13.00   |
| Julius Sukut, assistant sergeant-at-arms.....                | 12.00   |
| George Hektner, assistant sergeant-at-arms.....              | 12.00   |
| Pius Reis, assistant sergeant-at-arms.....                   | 12.00   |
| Henry Benson, assistant sergeant-at-arms.....                | 12.00   |
| Jack Tully, superintendent of personnel.....                 | 20.00   |
| Mavis Patchen, chief stenographer and<br>payroll clerk ..... | 20.00   |
| Eva Braaten, stenographer.....                               | 16.00   |
| Veronica Sauter, stenographer.....                           | 16.00   |
| Margrette J. Aird, stenographer.....                         | 16.00   |
| Mary Ann Schmaltz, stenographer.....                         | 16.00   |
| Gladys Van Vleet, stenographer.....                          | 16.00   |
| Bernadine Mitzel, stenographer.....                          | 16.00   |
| Mrs. Alvin Dahl, typist.....                                 | 14.00   |
| Vendla Vitalis, typist.....                                  | 14.00   |
| Ailon Norton, typist.....                                    | 14.00   |
| Doris Thomas, chief committee clerk.....                     | 18.00   |
| Colleen Bader, appropriations committee clerk.....           | 16.00   |
| Maude Grambs, committee clerk.....                           | 14.00   |
| Hazel Davenport, committee clerk.....                        | 14.00   |
| Kathy Mayer, committee clerk.....                            | 14.00   |
| Marian Ehli, committee clerk.....                            | 14.00   |

|  |       |
|--|-------|
| Lela Knudsen, committee clerk.....                     | 14.00 |
| Ellen Davis, secretary to speaker.....                 | 16.00 |
| Marlys Fleck, secretary to majority floor leader....   | 16.00 |
| Corliss Mushik, secretary to minority floor leader.... | 16.00 |
| Mrs. Harold Moos, enrolling and engrossing clerk....   | 14.00 |
| Vonnie Wold, enrolling and engrossing clerk.....       | 14.00 |
| Clara Wendt, chief page.....                           | 15.00 |
| Mildred Weishaar, page.....                            | 12.00 |
| Mrs. Eugene Weekes, page.....                          | 12.00 |
| Tom Tudor, page.....                                   | 12.00 |
| Delano Wawers, page.....                               | 12.00 |
| Karen Adam, page.....                                  | 12.00 |
| Mrs. Gary Cleveland, bill book clerk.....              | 12.00 |
| James Moore, bill book clerk.....                      | 12.00 |
| Mrs. Kathleen Robey, bill book clerk.....              | 12.00 |
| Joseph Kautzman, bill book clerk.....                  | 12.00 |
| Mrs. Dick Dougan, postmistress.....                    | 12.00 |
| Ruth McCormick, assistant postmistress.....            | 12.00 |
| Enola Eck, telephone operator.....                     | 12.00 |
| Mrs. Robert Langford, telephone attendant.....         | 12.00 |
| Jane Harrison, information desk.....                   | 12.00 |
| David Holt, chief journal room.....                    | 14.00 |
| George Jahner, journal room clerk.....                 | 12.00 |
| Frank Nilep, journal room clerk.....                   | 12.00 |
| Oluf Grunstad, journal room clerk.....                 | 12.00 |
| Floyd Ettestad, bill room clerk.....                   | 12.00 |
| Mrs. Pearl Andre, bill room clerk.....                 | 12.00 |
| Mrs. Walter Bubel, chart room clerk.....               | 12.00 |
| Chris Mostad, chart room clerk.....                    | 12.00 |
| Mrs. Dorothy Plews, proofreader.....                   | 15.00 |
| Mrs. Marshall Murdoch, proofreader.....                | 15.00 |
| Wilbur Tracy, audio board operator.....                | 15.00 |
| Edwin Fisher, parking lot attendant.....               | 14.00 |

### Senate

|  |       |
|--|-------|
| Leo Leidholm, secretary.....                                 | 25.00 |
| Dagney Olson, desk reporter.....                             | 25.00 |
| Arthur Herk, assistant secretary.....                        | 20.00 |
| William Brown, bill clerk.....                               | 17.00 |
| Cora Essington, chief stenographer and<br>payroll clerk..... | 20.00 |
| Lois Scherr, chief committee clerk.....                      | 18.00 |
| Lyness Lloyd, calendar clerk.....                            | 17.00 |
| Yvonne Mushik, enrolling and engrossing clerk....            | 14.00 |
| John Leier, superintendent of employees.....                 | 20.00 |
| Belle Irene Moore, secretary to the president.....           | 16.00 |
| Donna Heisler, secretary to majority floor leader....        | 16.00 |
| A. E. Bradley, sergeant-at-arms.....                         | 15.00 |
| Robert Ellsworth, deputy sergeant-at-arms.....               | 13.00 |

|  |       |
|--|-------|
| R. H. Jagd, assistant sergeant-at-arms.....  | 12.00 |
| Richard Thompson, assistant sergeant-at-arms.....  | 12.00 |
| Ardell Johnson, assistant sergeant-at-arms.....  | 12.00 |
| Nick Frank, assistant sergeant-at-arms.....  | 12.00 |
| Marion Arenstein, information desk.....  | 12.00 |
| Fred Krause, Jr., journal room clerk.....  | 12.00 |
| Alta Harens, journal room clerk.....   | 12.00 |
| Iver Kval, parking lot attendant.....  | 14.00 |
| William Urlacher, bill room clerk.....   | 12.00 |
| Richard Wittmayer, bill room clerk.....  | 12.00 |
| Shirley Shaw, stenographer.....  | 16.00 |
| Eleanor Oeder, stenographer.....   | 16.00 |
| Darlene Clausnitzer, typist.....   | 14.00 |
| David Bilden, supply room attendant.....   | 12.00 |
| Angeline Stein, appropriations committee clerk.....  | 16.00 |
| Della Erickson, committee clerk.....   | 14.00 |
| Pearl Engen, committee clerk.....  | 14.00 |
| Dormilee Diede, committee clerk-steno.....   | 15.00 |
| Eunice Anderson, enrolling and engrossing clerk.....   | 14.00 |
| Ronald Anderson, page.....   | 12.00 |
| Nolan Fjeldahl, page.....  | 12.00 |
| Mary K. Blandon, page.....   | 12.00 |
| Celia Fowler, telephone attendant.....   | 12.00 |
| Frieda Schlaht, telephone attendant.....   | 12.00 |
| Emil Albrecht, bill book clerk.....  | 12.00 |
| Curtis Kranz, bill book clerk.....   | 12.00 |
| Wanda Froelich, bill book clerk.....   | 12.00 |
| Sam Labrenz, bill book clerk.....  | 12.00 |
| Bernice Sailer, chart room attendant.....  | 12.00 |
| Vi DeForest, postmistress.....   | 12.00 |
| Hazel Ludemann, journal room attendant.....  | 12.00 |
| Karen Fraser, secretary to minority floor leader....   | 16.00 |
| Susan Rivinius, Donnette Schramm, Linda Larson,<br>Larry Watson, David Soma, Marc Homme, pages<br>each to receive equal portions of..... | 12.00 |
| Marie Skjod, proofreader.....  | 15.00 |
| Elma Schrammen, proofreader.....   | 15.00 |
| Inez Schneider, stenographer.....  | 16.00 |

Filed January 23, 1967.

## HOUSE CONCURRENT RESOLUTION "T"

(Halcrow, Metzger, Connolly, Burke)

INCENTIVE SYSTEM IN PUBLIC AND PRIVATE  
EMPLOYMENT

A concurrent resolution relating to the incentive system for the payment of salaries and wages in public and private employment.

WHEREAS, the incentive system of payment of salaries and wages, which has as its objective the reward of individuals who perform their work in a superior way, has been a part of the free enterprise system of this country and has been responsible for much of our production capacity and growth as a nation; and

WHEREAS, the principles upon which the incentive system of salaries and wages is based can and will continue to promote economic and material growth and a successful and productive society;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Legislative Assembly does hereby declare that it is the continuing public policy of this State to support and encourage the use of the incentive system for the payment of salaries and wages in both public and private employment, and that all officers and governing bodies of this State and its political subdivisions are urged and directed to adopt no policies to the substantial detriment of the incentive system, and that all private employers are urged to make full use of the incentive system in order to promote the continued strength and growth of this State.

Filed March 1, 1967.

## HOUSE CONCURRENT RESOLUTION "J"

(Allen, Peterson(5), Sanstead, Williamson, Aamoth, Aas,  
(Saugstad, Haugland, Link, Peterson(1), Streibel)

## PROGRESS OF GARRISON DIVERSION PROJECT

A concurrent resolution expressing approval of the manner in which progress towards the Garrison Diversion is being undertaken.

WHEREAS, North Dakotans have long realized that the greatest need of their State is a stability of population; and

WHEREAS, a study just completed has indicated that North Dakota suffered a net loss of forty-six thousand persons through migration during the last six years, which amount is equivalent to the population of Fargo, the largest city in the State; and

WHEREAS, since 1944, when the Pick-Sloan plan was authorized, North Dakotans have worked diligently and waited patiently for their share of benefits of such project through diversion and irrigation, in full agreement that it would be a key factor in stabilizing the population of this rural-orientated State; and

WHEREAS, Congress has authorized the Garrison Diversion Project and has voted the initial construction funds, and counties in the Garrison Diversion Conservancy District are now levying taxes at the rate of one mill to assist in local costs and expedite construction;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Legislative Assembly of the State of North Dakota, does hereby express its appreciation and full accord with the orderly progress of this highly essential project and the timetable which has been established by the Bureau of Reclamation; and

*Be It Further Resolved,* that copies of this resolution be forwarded by the Secretary of State to members of the North Dakota congressional delegation, and to the Secretary of the Interior, Mr. Stewart Udall.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "K"

(Connolly, Hickle, Williamson, Glaspey, Sanstead)

## LRC STUDY OF STRIP AND SURFACE MINING

A concurrent resolution directing a study by the Legislative Research Committee for the purpose of recommending legislation which will facilitate and enable the rehabilitation and reclamation of strip and surface mining areas in North Dakota.

WHEREAS, the vast deposit of lignite underlying the State of North Dakota is one of its most valuable natural resources and one of its greatest assets, and

WHEREAS, the development of these lignite deposits will contribute greatly to the economic welfare and prosperity of the people of this State through the attraction of new industry to the State and will assist in the expansion of existing industry, and

WHEREAS, it is the policy of this State that the development of these lignite deposits be encouraged and that such development be brought about at the earliest possible date and in a manner most beneficial to the people of this State, and

WHEREAS, many lignite deposits are susceptible to development by strip and surface mining methods and, in fact, due to other factors, certain of these deposits can be developed economically only by strip and surface mining methods, and

WHEREAS, any undesirable results from strip and surface mining can to a great extent be prevented or avoided by a proper program of reclamation in those areas where strip and surface mining are being conducted, and

WHEREAS, it is to the benefit of this State to provide for and encourage reclamation of these areas;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That this legislative assembly hereby authorizes and directs the Legislative Research Committee to make a study for the purpose of recommending legislation which will facilitate and enable the rehabilitation and reclamation of strip and surface mining areas in North Dakota, and that the committee may appoint by invitation the following advisors:

1. Three representatives of the lignite industry in North Dakota.

2. A representative of the Board of Directors of the North Dakota Association of Soil Conservation Districts.
3. A representative of the State Soil Conservation Committee.
4. A representative of the State Game and Fish Department.
5. A representative of the State Geological Survey.
6. A representative of the State Mine Inspector's Office.
7. A representative of the Board of County Commissioners of one of the major coal producing counties.
8. A representative of the Agriculture Experiment Station, and that such study and recommendation shall include but not be limited to a consideration of the following matters:
  1. The nature and extent of strip and surface mining operations in North Dakota and the conditions resulting therefrom.
  2. The ownership of the real property involved in strip and surface mining operations.
  3. Review of present legislation which may retard incentive of the lignite industry to rehabilitate and reclaim mined lands and the effectiveness of past and present voluntary action on the part of the lignite industry to promote beneficial use of areas where strip and surface mining have been conducted.
  4. The public interest in and public benefits which may result from reclamation, rehabilitation, and appropriate development and use of areas subjected to strip and surface mining operations, including:
    - a. Economic development growth, including associated benefits of employment and economic returns to local communities.
    - b. Public recreation.
    - c. Highway programs.
    - d. Fish and wildlife protection and restoration.
    - e. Scenic values.
    - f. Forestry and agriculture.
  5. The appropriate roles of the State and private interests in the reclamation and rehabilitation of strip and surface mining areas and the relative cost, if any, to be borne by each, including specific consideration of the extent to which

the prospective value of lands and other natural resources, after remedial work has been completed, would be inadequate to justify the landowners doing the remedial work at their expense.

6. The object of a program for accomplishing the reclamation and rehabilitation of strip and surface mine areas, giving adequate consideration to:

- a. The economic benefits in relation to cost.
- b. The highest use of reclaimed and rehabilitated areas in relation to cost.
- c. The avoidance of unwarranted financial gain of private owners of such improved property.

*Be It Further Resolved*, that the committee or a subcommittee appointed by it shall meet with its advisors at least three times and shall make at least one field trip to the major strip and surface mining areas in the State during the two-year period and shall report its findings and recommendations to the Forty-first Legislative Assembly, accompanied by suitable legislation to carry out such recommendations.

Filed February 21, 1967.

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#### HOUSE CONCURRENT RESOLUTION "L"

(Aamoth, Haugland, Halcrow, Froelich, Streibel, Welder,  
(Unruh, Davis, Jenkins)

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#### STATE INSTITUTION STUDY OF STATE BOARD OF HIGHER EDUCATION

A concurrent resolution directing the State Board of Higher Education to prepare a long-range ten-year plan for capital improvements at State institutions under its jurisdiction, to prepare a plan for the maximum utilization of classrooms and physical facilities, to prepare a plan for the elimination of unjustified and duplicate programs, to prepare a plan and establish the use and purpose for which each institution under its jurisdiction is intended, and to report on such plans to the Subcommittee on Budget of the Legislative Research Committee by no later than December 1, 1968, and to the Forty-first Legislative Assembly.

WHEREAS, sound management practices and the pressing financial needs of the State are such as to require a long-range plan under definite criteria for capital improvements at State institutions, with priorities established for each improvement; and

WHEREAS, more efficient use of existing physical facilities might delay the need for certain capital improvements and thereby release moneys for more pressing needs; and

WHEREAS, some economy might be achieved through the elimination of duplicate programs and programs which are unjustified on the basis of the per-pupil cost, enrollment demand, or availability in schools in other States; and

WHEREAS, future planning would be facilitated if a program of planned use and purpose of each institution under the jurisdiction of the State Board of Higher Education were developed;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the State Board of Higher Education is hereby directed to prepare a long-range ten-year plan for capital improvements at State institutions under the jurisdiction of the State Board of Higher Education, to prepare a plan for the maximum utilization of classrooms and physical facilities, to prepare a plan for the elimination of unjustified and duplicate programs, to prepare a plan and establish the use and purpose for which each institution under their jurisdiction is intended, and to report on such plans to the Subcommittee on Budget of the Legislative Research Committee by no later than December 1, 1968, and to the Forty-first Legislative Assembly.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "M"

(Dornacker, Streibel)

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RETURN OF FEDERAL INCOME TAX REVENUE TO STATES

A concurrent resolution urging the Congress of the United States to pass enabling legislation authorizing the remittance of up to ten percent of federal income taxes paid by each State to the State where such revenue originates.

WHEREAS, the Congress of the United States has been continually increasing the federal share of the tax dollars normally available to the States; and

WHEREAS, the States are greatly restricted by the lack of funds to perform functions ordinarily reserved to the States; and

WHEREAS, if more revenue sources were available to the States they would be willing and able to adequately perform functions which are better performed on the State level;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Congress of the United States be requested to pass enabling legislation which would authorize the return by the Federal Government of three percent of the revenue gained from the State through the federal income tax to the States in the year 1967, and that a one percent increase in such remittance be made in each year thereafter until the amount remitted by the Federal Government shall equal ten percent of the federal income tax revenue received by the Federal Government from the States, and this money shall be returned to the States using a formula which will reflect population and the effort of the State and its political subdivisions in meeting the expenses of government on a State and local basis; and

*Be It Further Resolved*, that such amounts remitted to the States be deposited in each State's general fund to be used for general governmental purposes; and

*Be It Further Resolved*, that the Secretary of State be directed to forward a copy of this resolution to each member of the North Dakota congressional delegation.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "P"

(Wilkie, Williamson, Jones, Kingsbury, Giffey, Boyum,  
Simonson, Burke, Erickson(4), Lillehaugen)

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FISCAL RELATIONSHIP OF STATES AND  
FEDERAL GOVERNMENT

A concurrent resolution urging the President and the Congress to review the fiscal relationships of the several States and the Federal Government.

WHEREAS, the imposition of the income tax by the Federal Government has largely pre-empted use of this tax most responsive to the growing economy, and

WHEREAS, the Federal Government has increased its grants-in-aid programs to the States and their political subdivisions extensively in recent years, and

WHEREAS, the use of categorical grants-in-aid has resulted in the development of unwieldy and cumbersome methods of control, costing federal taxpayers excessive amounts of money for duplicate administration, and

WHEREAS, many categorical grants are offered on the basis of general needs and, in many cases, fail to recognize the level of specific needs in existence in each State, thereby leaving some needs unmet while overspending in others, and

WHEREAS, the methods by which categorical grants are provided and administered and the methods by which the Federal Government shares tax revenues with State and local governments require review and redirection;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the scores of federal grants-in-aid being offered to States and political subdivisions should be grouped into general categories (block grants), such as education and conservation, so that the States will be able to meet the most pressing needs in those general categories and thereby achieve greater fulfillment of congressional intent than is now possible;

That greater emphasis be placed on revenue-sharing programs, whereunder the States share in growing federal revenues on the basis of formulas that recognize local tax effort and needs arising out of the geographic and demographic characteristics of each State;

*Be It Further Resolved*, that copies of this resolution be forwarded by the Secretary of State to the President of the United States, members of the North Dakota delegation to both Houses of Congress, and the Governor of the State of North Dakota.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "T"

(Freeman, Streibel, Link)

## CANADIAN CENTENNIAL

A concurrent resolution commending the great nation of Canada for her one hundred years of progress in this her Centennial Year 1967.

WHEREAS, on July 1, 1867, the new nation of Canada was formed; and

WHEREAS, Canada and the United States have the longest undefended border in the world, a border marked not by armaments but by a beautiful Peace Garden which is located between the two countries and lies in Manitoba, one of the Provinces of Canada, and North Dakota, one of the States of the United States; and

WHEREAS, this border is also shared by the Canadian Province of Saskatchewan and the State of North Dakota; and

WHEREAS, the citizens of North Dakota take much pride in friendly association with the citizens of these two great border provinces and the great nation of which they are a part; and

WHEREAS, Canada in 1967 celebrates her Centennial Year with an International Exhibition—EXPO '67—in her historic city of Montreal and with many other important events throughout her nation;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That Canada, as a nation, and her citizens, as a people, be commended for their great progress in all fields of human endeavor and for the high honor, respect, and esteem in which they are held by their neighbors, the citizens of the State of North Dakota;

*Be It Further Resolved*, that this resolution be printed in the journal and that a properly enrolled copy be sent by the Secretary of State to:

The Honorable Lester B. Pearson, Prime Minister of Canada;

The Honorable Dufferin Roblin, Premier of the Province of Manitoba;

The Honorable W. R. Thatcher, Premier of the Province of Saskatchewan;

The Legislative Assembly, Province of Manitoba;

The Legislative Assembly, Province of Saskatchewan.

Filed February 4, 1967.

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HOUSE CONCURRENT RESOLUTION "V"

(Saugstad, Solberg(9) )

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MARKING OF HISTORICAL SITES ALONG  
LEWIS AND CLARK TRAIL

A concurrent resolution relating to the marking of historical, archaeological, and paleontological sites along the Lewis and Clark Trail and periodic on-site inspections thereof.

WHEREAS, the lands adjacent to the Missouri River and Garrison and Oahe Reservoirs are rich in historical, archaeological, and paleontological sites; and

WHEREAS, many of these sites are in danger of being exploited by persons untrained in archaeological values; and

WHEREAS, many of these sites are in lands under the jurisdiction of the Army Corps of Engineers;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Fortieth Legislative Assembly request the Army Corps of Engineers to protect such sites along the Lewis and Clark Trail in North Dakota by posting signs that inform the public of the value of the sites and the need for preserving such sites; and

*Be It Further Resolved*, that the Army Corps of Engineers provide periodic on-site inspections of the said areas; and

*Be It Further Resolved*, that the Secretary of State forward copies of this resolution to the Chief of the Army Corps of Engineers and to each member of the North Dakota congressional delegation.

Filed February 4, 1967.

## HOUSE CONCURRENT RESOLUTION "W"

(Saugstad, Unruh, Aas)

## LRC STUDY OF EMINENT DOMAIN LAWS

A concurrent resolution directing the Legislative Research Committee to conduct a study of the eminent domain laws and judicial decisions in this State relating thereto and the practices of land appraisals connected therewith, for the purpose of determining the advisability of revising such laws, and to prepare appropriate bills for submission to and consideration by the Forty-first Legislative Assembly.

WHEREAS, many of the laws and decisions relating to the acquisition of property by eminent domain proceedings have been rendered obsolete by constitutional amendment, particularly as they relate to the acquisition of right-of-way; and

WHEREAS, quite generally this power is exercised in connection with federally assisted projects, wherein regulations relating to procedure as well as determination of rules of compensability required by federal authorities are often inconsistent with laws of this State; and

WHEREAS, the methods and procedures of land appraisals are closely related to such eminent domain procedures;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Legislative Research Committee is hereby directed to conduct such study as may be necessary of the laws, the judicial decisions, and the practices of those agencies concerned with the acquisition of property by eminent domain and the procedures and methods of land appraisals connected therewith; and

*Be It Further Resolved*, that the Legislative Research Committee make its report and recommendations thereon to the Forty-first Legislative Assembly, together with any legislation required to carry out such recommendations.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "X"

(Saugstad, Davis, Connolly)

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MARKING OF TAKING LINE FOR GARRISON AND  
OAHE RESERVOIRS

A concurrent resolution requesting that the taking line for the Garrison and Oahe Reservoirs be surveyed and marked as soon as possible.

WHEREAS, there is considerable confusion to private land-owners and State agencies concerning the taking lines established by the Army Corps of Engineers on the lands adjacent to Garrison and Oahe Reservoirs;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Fortieth Legislative Assembly request the Army Corps of Engineers to survey and mark as soon as possible the taking lines on both sides of Garrison and Oahe Reservoirs and all other reservoirs under the jurisdiction of the Army Corps of Engineers that may be created in the future; and

*Be It Further Resolved*, that the Secretary of State forward copies of this resolution to the Chief of the Army Corps of Engineers and to each member of the North Dakota congressional delegation.

Filed March 1, 1967.

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## HOUSE CONCURRENT RESOLUTION "Y"

(Aafedt, Allen, Backes, Haugland, Hilleboe, Metzger, Sanstead,  
(Williamson))

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## WORKMEN'S COMPENSATION STUDY

A concurrent resolution directing the North Dakota Workmen's Compensation Bureau to conduct a study of possible formulas that would provide a ratio of benefits to the average weekly wage or the cost of living raises.

WHEREAS, the present average weekly wage in North Dakota is almost \$100.00, and

WHEREAS, the maximum workmen's compensation for a workman injured after July 1, 1965, is \$50.00, and

WHEREAS, the weekly compensation for workmen, their dependents and survivors injured previous to July 1, 1965, is, in most cases, substantially lower, and

WHEREAS, unemployment compensation, many private businesses, and many workmen's compensation jurisdictions are tying benefits to the cost-of-living index or the average weekly wage, providing for automatic increases;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the North Dakota Workmen's Compensation Bureau is hereby directed to conduct a study of possible formulas that would provide for a ratio of benefits to the average weekly wage or the cost-of-living increases for all beneficiaries, regardless of the year of injury; results of such study shall be submitted to the Legislative Research Committee on or before July 1, 1968.

Filed March 3, 1967.

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#### HOUSE CONCURRENT RESOLUTION "Z"

(Streibel, Link)

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#### MINNESOTA GRAIN INSPECTION LAWS

A concurrent resolution urging the legislature of the State of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

*Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

WHEREAS, the State of Minnesota has laws enacted which make it mandatory for grain to be inspected and graded by State of Minnesota grain inspectors if such grain is received in a Minnesota public terminal warehouse; and

WHEREAS, North Dakota has federally licensed grain inspectors who inspect and grade grain which now must receive under Minnesota another inspection upon being received at a Minnesota public terminal warehouse; and

WHEREAS, both North Dakota and Minnesota grain inspectors are federally licensed and federally controlled, and all federally licensed inspectors have equal powers; and

WHEREAS, the right of appeal of grade is available on all grains graded by a federally licensed grader; and

WHEREAS, the law requiring grain which is received in public terminal warehouses in Minnesota from North Dakota to have another inspection is an additional burden upon interstate commerce; and

WHEREAS, the grain producers and shippers of the State of North Dakota may pay duplicate inspection fees for grain grading on grain shipped to a Minnesota public terminal warehouse;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the legislative assembly of the State of North Dakota hereby respectfully requests the legislature of the State of Minnesota to amend its laws to provide for the waiving of the mandatory inspection of grain to be warehoused in licensed Minnesota warehouses if such grain has been grown and federally inspected in North Dakota; and

*Be It Further Resolved,* that the Secretary of State forward copies of this resolution to the Governor, the President of the Senate, and the Speaker of the House of Representatives of the State of Minnesota.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "A-1"

(Williamson, McDonald(21) )

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MODIFICATION OF CAPITOL BUILDING FOR USE  
OF HANDICAPPED

A concurrent resolution directing the Board of Administration to modify certain portions of the State capitol building to make such building more accessible and usable by the physically handicapped.

WHEREAS, the Thirty-ninth Legislative Assembly passed a law which directed that all public buildings constructed with public moneys shall take into consideration the needs of the physically handicapped and as far as is feasible to make such buildings and their facilities accessible to and, usable by, physically handicapped persons; and

WHEREAS, the State capitol building, which houses the central administration of our State Government, is not fully accessible to and usable by many physically handicapped persons; and

WHEREAS, the State capitol building should be made accessible and usable by any or all of the citizens of our State, regardless of their physical handicap;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the State Board of Administration is hereby directed to comply with the provisions of section 48-02-18 of the North Dakota Century Code and to specifically install permanent and skidproof ramps with handrails at the west entrance to the capitol building and at the two step areas on the ground floor of such building, and shall investigate the possibility of installing automatic pneumatic or other mechanically operated doors at the west end entrance and that the lavatory facilities on the ground floor be made accessible to the physically handicapped; and

*Be It Further Resolved*, that the Board of Administration use the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by the Physically Handicapped" for all such modification projects provided for by this resolution.

Filed March 16, 1967.

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#### HOUSE CONCURRENT RESOLUTION "B-1"

(Committee on Industry and Business)

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#### CREDIT TERMS FOR OPERATION OF THE STATE MILL AND ELEVATOR

A concurrent resolution directing the State Industrial Commission to establish credit terms for the operation of the State Mill and Elevator.

WHEREAS, the normal practice in business operations is to limit the extension of credit to thirty days; and

WHEREAS, the establishment of such a limitation by law for State business may prove to be too inflexible for each and every type of business operation of the State; and

WHEREAS, the credit operations of the North Dakota State Mill and Elevator have been criticized because they do not appear to meet the normal standards usually followed in business operations;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the State Industrial Board is hereby directed to establish credit terms for the State Mill and Elevator which follow the normal business practices deemed to be just and reasonable and specifically providing that such credit terms be limited to thirty days unless an extension of such terms is deemed necessary by special circumstances.

Filed March 1, 1967.

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HOUSE CONCURRENT RESOLUTION "E-1"

(Allen, Austin, Knudson, Hoghaug, Jenkins, Tweten, Bunker,  
(Rundle, Davis)

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ALTERATION OF TIME ZONE BOUNDARIES

A concurrent resolution directing the Attorney General to petition the Interstate Commerce Commission to alter the western boundary of the Central Standard Time Zone so that the Mountain Standard Time Zone in North Dakota would begin at the west bank of the Missouri River, in North Dakota.

WHEREAS, due to the traditional observance of Mountain Standard Time west and south of the Missouri River in the State of North Dakota; and

WHEREAS, the discontinuance of such practice would cause undue hardship upon the residents of that area; and

WHEREAS, the portion of North Dakota that would be affected by such a change lies in the westernmost portion of the Standard Time Zone which has almost the same effect as observing Daylight Saving Time; and

WHEREAS, the western boundary of the Central Standard Time Zone in North Dakota was originally established along at least a portion of the Missouri River;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Attorney General is hereby directed to petition the Interstate Commerce Commission for the purpose of requesting the alteration of the western boundary of the Central Standard Time Zone, as it affects North Dakota, except as to the city of Mandan, North Dakota, and an area within six miles in all directions of the city limits of said city of Mandan, North Dakota, which shall be included in the Central Standard Time Zone as a matter of convenience for the cities of Mandan and Bismarck, North Dakota, and that the Attorney General provide in his petition a request that the Inter-

state Commerce Commission act in all due haste so as to allow the Fortieth Legislative Assembly of the State of North Dakota to properly provide for exemptions to the Uniform Time Act of 1966.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "I-1"

(Dornacker)

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APPORTIONMENT CONVENTION

A concurrent resolution applying to the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States, relating to apportionment.

*Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

WHEREAS, the United States Supreme Court has ruled that membership in both Houses of a bicameral State legislature must be apportioned only according to population; and

WHEREAS, for 175 years the people of the various States have had the freedom to apportion their legislatures in the manner they felt best reflected the best interests of the people, recognizing that a system of apportionment that might be best for one State might not necessarily accommodate the needs of another State, but that each should be free to make its own selection;

*Now, Therefore, Be It Resolved* that this legislature respectfully petitions the Congress of the United States to call a constitutional convention for the purpose of submitting a constitutional amendment to the States which will secure to the people the right of some choice in the method of apportionment of one House of a State legislature on a basis other than population alone; and

*Be It Further Resolved* that this resolution is rescinded if the Congress itself proposes such a plan to the States for ratification; and

*Be It Further Resolved* that a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States and to the Clerk of the House of Representatives of the United States.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "N-1"

(Halcrow)

## PERMISSION OF VOLUNTARY CONFESSIONS

A concurrent resolution urging the Congress of the United States to pass legislation allowing admissibility of voluntary confessions in evidence and to provide for reasonable interrogation of arrested persons or to submit a constitutional amendment clarifying the Fifth Amendment.

WHEREAS, crime in the United States is growing by leaps and bounds and is almost out of control, with seven thousand six hundred serious crimes reported every day on the average and untold thousands more unreported; and

WHEREAS, law enforcement people are not now allowed a fair opportunity to do their job or to protect law abiding citizens because of extreme interpretations of the coverage of the Fifth Amendment to the United States Constitution by the Supreme Court, in a series of cases culminating in *Miranda vs. State of Arizona*; and

WHEREAS, law abiding citizens and victims of criminals are entitled to equal protection of the laws and have rights to be protected just as criminals and persons suspected of crime have rights, and their rights should be balanced to ensure domestic tranquility as prescribed by the Preamble to the United States Constitution; and

WHEREAS, Congress has the power and responsibility to make exceptions and regulations for the appellate jurisdiction of the United States Supreme Court, under section 2 of Article III of the Constitution;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Congress of the United States pass suitable legislation permitting voluntary oral or written admissions and statements made by persons under no compulsion and outside of a criminal proceeding to be admissible in evidence and permitting reasonable interrogation of arrested persons with procedural safeguards, or to submit a constitutional amendment to the people of the United States for ratification which would clarify and limit the operation of the Fifth Amendment to the United States Constitution as interpreted by the Supreme Court.

*And Be It Further Resolved*, that copies of this resolution be forwarded by the Secretary of State to the United States

Attorney General and to each member of the North Dakota congressional delegation.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "P-1"

(Sanstead, Dahl, Burke, Kuehn, Freeman, Erickson(26),  
(Opedahl, Mathiason, Haugland, Metzger)

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INSPECTION OF SANITARY CONDITIONS OF RAILROAD  
LOCOMOTIVES AND CABOOSSES

A concurrent resolution authorizing and directing the State Department of Health to inspect the health and sanitary conditions of railroad locomotives and cabooses subject to the jurisdiction of the Public Service Commission.

WHEREAS, it has been brought to the attention of the legislative assembly that many of the health and sanitary facilities used on locomotive cabs and cabooses operated by railroad companies in the State of North Dakota which are subject to the jurisdiction of the Public Service Commission are not kept in a healthful, sanitary, clean and operating condition; and

WHEREAS, it appears that the State Department of Health has adequate powers and personnel to correct such unhealthful and unsanitary conditions;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the State Department of Health is hereby authorized and directed to cause frequent and thorough inspections to be made of the locomotive cabs and cabooses used by the railroad companies operating in the State of North Dakota and which are subject to the jurisdiction of the Public Service Commission, with respect to the health and sanitary conditions of the toilet facilities, exhaust facilities and drinking water facilities installed and maintained in such cabs and cabooses, and to establish reasonable rules and regulations with respect thereto.

*Be It Further Resolved* that this resolution be printed in the journal and that properly authenticated copies be sent to the State Health Officer.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "Q-1"

(Powers, Goodman, Connolly, Diehl, Kingsbury, Johnson(23), )  
(Hoghaug, Moquist, Halcrow)

INVESTIGATION OF CARLOAD FREIGHT RATES APPLICABLE  
TO SMALL GRAINS

A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

WHEREAS, North Dakota's economy is dependent to a large extent upon the production and sale of agricultural products, particularly wheat and other small grains; and

WHEREAS, the bulk of all small grains produced in North Dakota enter interstate commerce via the State's network of railway systems in order to reach markets for sale, processing, or consumption, and compete with similar grains of other States, and of foreign countries; and

WHEREAS, the freight rates and charges prevailing for the transportation of these grains via said railway systems have a definite influence upon the ability of North Dakota's grains to reach markets and places at which these grains are processed and utilized or consumed, and to successfully compete with the grains of other States and of foreign countries; and

WHEREAS, the most recent general investigation by the Interstate Commerce Commission of the freight rates on grains in the West, which included North Dakota, was completed in 1934 pursuant to the Hoch-Smith Resolution (Public Resolution No. 46, 68th Congress, 43 Stat. L., 801) with piecemeal revisions permitted or imposed at various times since 1934; and

WHEREAS, during the intervening years since 1934 there have developed substantial changes in marketing patterns; competitive conditions as between transportation agencies; improvements in transportation facilities and equipment and their operation; the manufacturing and marketing of products of small grains; the manufacture of new and different products; and shifts in population; and

WHEREAS, the present freight rate structure does not reflect the present day needs of the producer particularly, nor other interests marketing and processing small grains in the light of these changed circumstances and conditions, and has thus resulted in numerous unreasonable and unduly prejudicial

and preferential rates, and that where there have been piecemeal revisions, they have in numerous instances aggravated existing improper situations; and

WHEREAS, this necessitates a reappraisal and a general overhauling of the present freight rate structure on small grains for the purpose of determining the reasonableness and lawfulness including present rates, charges, rules, and regulations applicable to their transportation, not only with respect to domestic movements but to export as well;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Congress of the United States be requested to direct the Interstate Commerce Commission to enter into an investigation concerning the reasonableness and lawfulness of the freight rates, charges, rules, and regulations pertaining to the transportation of carload shipments of small grains in domestic and export commerce and that it, in so doing, provide reasonable and sufficient appropriations to enable said commission to employ competent and sufficient personnel to proceed with and complete such an investigation as promptly as possible, and prescribe as a result thereof, a reasonable adjustment of rates, charges, rules, and regulations free from undue preference, prejudice, and discrimination which it shall find justified in the premises; and

*Be It Further Resolved*, that copies of this resolution be forwarded to the Committee on Commerce of the Senate of the United States, the Committee on Interstate and Foreign Commerce of the House of Representatives of the United States, and to each member of our North Dakota congressional delegation.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "T-1"

(Peterson(1), Sanstead)

## LRC STUDY OF INCARCERATION YOUTHFUL OFFENDERS

A concurrent resolution directing the Legislative Research Committee to conduct a study of the advisability of confining young adults between the ages of eighteen and twenty-one at the State Penitentiary, State Farm, or North Dakota Industrial School.

WHEREAS, the North Dakota Industrial School has as residents children of both sexes, ranging in age as low as twelve years old; and

WHEREAS, the North Dakota Industrial School is programmed to care for and treat juvenile offenders; and

WHEREAS, it is difficult to determine whether or not the State Penitentiary and State Farm have the programs and facilities to adequately care for and treat young adults between the ages of eighteen and twenty-one;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Legislative Research Committee is hereby directed to conduct a study for the purpose of determining whether or not the care and rehabilitation of young adults would be more effective by confining them in a separate facility especially designed to meet their needs, or whether the care and rehabilitation of these people would be more effective by confining them in an existing facility, but segregated in a program designed especially for their needs, and shall present such findings and make its report and recommendations to the Forty-first Legislative Assembly, together with such legislation as may be necessary to carry out such recommendations.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "X-1"

(Link, Connolly)

## CONSTRUCTION OF BRIDGE OVER GARRISON RESERVOIR

A concurrent resolution requesting the Army Corps of Engineers and the Bureau of Indian Affairs to take necessary action for the construction of a bridge over the Little Missouri arm of the Garrison Reservoir in Dunn County, North Dakota, on the Ft. Berthold Indian Reservation.

WHEREAS, the construction of the Garrison Dam and formation of the Garrison Reservoir, one of the largest manmade lakes in the world, has resulted in dividing the Fort Berthold Indian Reservation into five segments; and

WHEREAS, the Indian people were forced to move from their natural and historic environment and suffered the loss of valuable river bottom land, community centers, and burial grounds; and

WHEREAS, the formation of the reservoir necessitated the removal of the Elbowoods Bridge on State Highway No. 8, which had served as a vital means of communication for the people of Ft. Berthold; and

WHEREAS, the reservoir does now provide some of the most attractive camping, boating, and fishing opportunities in the nation; and

WHEREAS, the peaceful, orderly, and economic readjustment of the relocated Indian communities, as well as the practical, desirable, and beneficial development of the recreation opportunities of the reservoir and surrounding areas is dependent upon a convenient and properly constructed bridge connecting the western and southern segments of the Ft. Berthold Indian Reservation, and a portion of this project would become a part of the Lewis and Clark trailway already authorized by Congress;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the United States Army Corps of Engineers takes all necessary action in cooperation with the United States Bureau of Indian Affairs for the construction of a bridge over the Little Missouri arm of the Garrison Reservoir in the general vicinity of Charging Eagle Bay in Dunn County, North Dakota, on the Fort Berthold Indian Reservation, and that the North Dakota State Highway Department and the respective boards of county commissioners of Dunn and McKenzie Counties

cooperate in the planning of such bridge and the integration of State and local road systems with such bridge; and

*Be It Further Resolved*, that copies of this resolution be forwarded to the Chief of Army Engineers, the Commissioner of the Bureau of Indian Affairs, the North Dakota congressional delegation, the State Highway Commissioner, and the respective boards of county commissioners of Dunn and McKenzie Counties.

Filed March 13, 1967.

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HOUSE CONCURRENT RESOLUTION "B-2"

(Streibel, Johnson(23), Unruh)

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STUDY OF EXTENSION OF ELECTRICAL SERVICE

A concurrent resolution requesting that a two-year study be made of the laws relating to certificates of public convenience and necessity for extensions of service by electric suppliers and the extensions of electric transmission and distribution lines of electric utilities.

WHEREAS, the House of Representatives' Standing Committee on Business and Industry has had before it House Bill No. 775, relating to the territorial integrity problem which currently exists between the private electrical suppliers and the rural cooperative electrical suppliers; and

WHEREAS, both electrical suppliers cannot come to an agreement as to what is an equitable solution to the problem; and

WHEREAS, there is presently before the North Dakota Supreme Court a case concerning the laws relating to the issuance of certificates of public convenience and necessity for the extensions of service by the electrical suppliers of this State; and

WHEREAS, representatives of the private electrical suppliers and the rural cooperative electrical suppliers are in tentative agreement that a study of this problem should be made;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That a committee composed of three members of the House of Representatives appointed by the Speaker of the House of Representatives and two members of the Senate appointed by the President pro tem of the Senate meet during the next two years with two persons representing the electric public

utilities and two persons representing the rural electric cooperatives, which representatives shall be jointly approved by the Speaker and the President pro tem, to study what method, if any, should be provided for the settlement of territorial disputes between electric suppliers, whether regulation of rural electric cooperatives in the same manner as rural telephone cooperatives is reasonably necessary to protect the rural consumer, whether more lucrative market areas are essential to continued efficient rural electric service by such cooperatives; and

*Be It Further Resolved*, that the committee make a report of its findings and recommendations together with any proposed legislation to the Forty-first Legislative Assembly.

Filed March 16, 1967.

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#### HOUSE CONCURRENT RESOLUTION "D-2"

(Committee on Delayed Bills)

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#### LRC STUDY OF VOCATIONAL EDUCATION

A concurrent resolution directing the Legislative Research Committee with the cooperation of the State Board of Higher Education and State Board of Public School Education to conduct a study of vocational and technical education, and to make a report to the legislative assembly.

WHEREAS, a coordinated, statewide program for vocational and technical education has not been developed, although such a program appears to be needed and there is a great deal of demand that such a program be instituted; and

WHEREAS, programs for vocational and technical education should not be instituted without initial planning and consideration being given to the total needs of the citizens of the State and existing available physical facilities; and

WHEREAS, sufficient comprehensive consideration has not been given to planning for vocational and technical education nor sufficient consideration as to the effects vocational and technical education would have on other educational institutions of the State;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Legislative Research Committee, with the cooperation and participation of the State Board of Higher Education and the State Board of Public School Education and represen-

tatives of such other agencies or institutions as the committee may request, is hereby directed to make a study of the total needs of the State in the field of vocational and technical education, giving consideration to the possibility of establishing a vocational and technical education program to serve all the citizens of North Dakota and the costs of such program, and considering whether such a program should be instituted on the secondary school level, the post high school level, and to include adult education and persons with special needs; and

*Be It Further Resolved*, that expenses of members of the State Board of Higher Education and State Board of Public School Education incurred in participating in such study be paid from funds contained in the respective legislative appropriations of such boards for such purpose; and

*Be It Further Resolved*, that the Legislative Research Committee make its report upon such study to the members of the Forty-first Legislative Assembly.

Filed March 16, 1967.

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#### HOUSE CONCURRENT RESOLUTION "E-2"

(Delayed Bills Committee)

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#### COMMENDATION OF BISMARCK POLICE

A concurrent resolution commending the Bismarck Police Commissioner and policemen for services rendered during the blizzard of February 22, 1967.

WHEREAS, many members of the Fortieth Legislative Assembly, while attending an organized social function of the legislative assembly, were unexpectedly caught in a sudden severe blizzard which would have caused many members to become stranded were it not for the action of Mr. Ernest Fleck, Police Commissioner of the city of Bismarck, and Sargeants Robert Brown and Leroy Speidel, and Corporals Bob Harvey and Charles Feland, and Patrolman Robert Woessner, members of the Bismarck Police Force, in rendering assistance in moving snowbound automobiles; and

WHEREAS, these men were called out to perform such service amidst the most violent weather conditions;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Police Commissioner and his men are hereby commended for their meritorious service and the thanks of

all members of the legislative assembly are hereby extended to them; and

*Be It Further Resolved*, that the Secretary of State send certified copies of this resolution to each of the men named in this resolution.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "G-2"

(Rundle, Johnson(39) )

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TRIBUTE TO NORTH DAKOTA MEN WHO HAVE  
DIED IN VIETNAM

A concurrent resolution paying tribute to North Dakota men who have died in Vietnam.

WHEREAS, Pvt. Robert E. Swanson, Grand Forks; Sgt. Willis Webber, Valley City; Ralph A. Copeland, formerly of Minot; Sgt. Gunder P. Gunderson, Walhalla; Lt. John Greenley, Fargo; Lawrence A. Britten, formerly of Minot; Irvin Knipfelbergs, Turtle Lake; Duane A. Waklee, Makoti; Cpl. Allen Korom, Minot; Pfc. Leonard Kroshus, Crosby; Sgt. Herbert Lapp, Hebron; Lt. Dick Perrin, formerly of Grand Forks; Richard D. Gill, Jr., Williston; Staff Sgt. John W. Hoag, Fargo; Maj. Richard D. Clark, Beach; Mike Kessel, Mandan and Dickinson; Lt. Thomas F. Spitzer, Baldwin; Lt. Lowell E. Harms, Fargo; Pfc. Randolph S. Hutchinson, Fort Yates; Sgt. Irvin Strandberg, Grand Forks; Pvt. Cleo Levang, Forman; Staff Sgt. Ronald L. Kent, Page; Sgt. Fred L. Johnson, Leeds; Pfc. Thomas L. Narum, Amidon; Harold E. Berg, Rhame; Spec. 5 Gerald K. Larson, Grand Forks and Fargo; Lt. Commander Carl Woods, Bottineau; First Sgt. Eria A. Martin, Jr., Scranton; SFM2 Lowell G. Einarson, Bantry; and Spec. 4 James L. Kramer, formerly of Bismarck, were called upon by their Country to fight those forces which would engulf the world and this Country in slavery; and

WHEREAS, these brave, courageous, and valorous men in performing their duty made that supreme sacrifice which men of their stature have been called upon down through our Country's history to make for the right to be free; and

WHEREAS, it is the intention of the Fortieth Legislative Assembly, acting as the representatives of all the people of the State of North Dakota, not to let these men go unrecognized;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the Fortieth Legislative Assembly of the State of North Dakota hereby pays its solemn tribute to

Pvt. Robert E. Swanson, Grand Forks;  
Sgt. Willis Webber, Valley City;  
Ralph A. Copeland, formerly of Minot;  
Sgt. Gunder P. Gunderson, Walhalla;  
Lt. John Greenley, Fargo;  
Lawrence A. Britten, formerly of Minot;  
Irvin Knippelbergs, Turtle Lake;  
Duane A. Waklee, Makoti;  
Cpl. Allen Korom, Minot;  
Pfc. Leonard Kroshus, Crosby;  
Sgt. Herbert Lapp, Hebron;  
Lt. Dick Perrin, formerly of Grand Forks;  
Richard D. Gill, Jr., Williston;  
Staff Sgt. John W. Hoag, Fargo;  
Maj. Richard D. Clark, Beach;  
Mike Kessel, Mandan and Dickinson;  
Lt. Thomas F. Spitzer, Baldwin;  
Lt. Lowell E. Harms, Fargo;  
Pfc. Randolph S. Hutchinson, Fort Yates;  
Sgt. Irvin Strandberg, Grand Forks;  
Pvt. Cleo Levang, Forman;  
Staff Sgt. Ronald L. Kent, Page;  
Sgt. Fred L. Johnson, Leeds;  
Pfc. Thomas L. Narum, Amidon;  
Harold E. Berg, Rhame;  
Spec. 5 Gerald K. Larson, Grand Forks and Fargo;  
Lt. Commander Carl Woods, Bottineau;  
First Sgt. Eria A. Martin, Jr., Scranton;  
SFM2 Lowell G. Einarson, Bantry; and  
Spec. 4 James L. Kramer, formerly of Bismarck;

for their sacrifice in helping to keep the United States of America and other freedom-loving countries of this world from becoming slaves of those forces which would strip the human race of its God-given right to be free men; and

*Be It Further Resolved*, that the people of the State of North Dakota hereby join together to express their deepest sympathy to the parents and relatives of these brave men and to express to them their fervent belief that these men did not die in vain; and

*Be It Further Resolved*, that the Secretary of State send enrolled copies of this resolution to the parents and wives of these heroes.

Filed March 16, 1967.

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HOUSE CONCURRENT RESOLUTION "H-2"

(Committee on Delayed Bills)

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COMPLETION OF SENATE AND HOUSE JOURNALS

A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

WHEREAS, after termination of the Fortieth Legislative Assembly a complete record with index of the Senate and House journals must be prepared;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That Roy Gilbreath, Chief Clerk of the House, and Leo Leidholm, Secretary of the Senate, are hereby authorized, and employed to compare and index the journals of the Fortieth Legislative Assembly, and the said Roy Gilbreath and Leo Leidholm are hereby directed to arrange for and procure sufficient assistance to ensure that the said work shall be completed within twenty days after the adjournment of the session; and

*Be It Further Resolved*, that for the expenses of the said Roy Gilbreath and Leo Leidholm, as above set forth, there shall be allowed the sum of \$1,050.00 each, which shall include compensation for any assistance deemed necessary by them, all to be paid as other legislative expense, and paid when the respective claims are verified by the affidavits of the said Roy Gilbreath and Leo Leidholm showing completion of such work.

Filed March 16, 1967.

## HOUSE CONCURRENT RESOLUTION "I-2"

(Committee on Delayed Bills)

## COMPLETION OF LEGISLATIVE WORK

A concurrent resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

WHEREAS, after termination of the Fortieth Legislative Assembly it is necessary to complete and close all legislative work; and

WHEREAS, in order to so complete and close such work it is necessary to retain certain employees;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein:*

That the following employees from the House of Representatives of the Fortieth Legislative Assembly be retained after the close of session to complete legislative work:

Roy Gilbreath, chief clerk, be retained six days;

E. A. Tough, bill clerk, four days;

Ernest Benser, sergeant-at-arms, four days;

Ruth Smith, desk reporter, four days;

Doris Thomas, chief committee clerk, four days;

Clara Wendt, chief page, three days;

Tom Tudor, page, three days;

Dorothy Plews, proofreader, three days;

Vonnie Wold, enrolling and engrossing clerk, five days;

Kathy Mayer, enrolling and engrossing clerk, five days;

David Holt, journal room, three days;

Enola Eck, telephone attendant and postmistress, three days;

That the following employees from the Senate of the Fortieth Legislative Assembly be retained after the close of session to complete legislative work:

Leo Leidholm, secretary of the Senate, be retained six days;

Art Herk, assistant secretary of the Senate, four days;

A. E. Bradley, sergeant-at-arms, four days;

Dormilee Diede, assistant desk reporter, four days;

Cora Essington, chief steno and payroll clerk, three days;

Lois Scherr, chief committee clerk, three days;  
Robert Ellsworth, messenger, four days;  
Vonny Mushik, enrolling and engrossing clerk, five days;  
Eunice Anderson, enrolling and engrossing clerk, five days;  
Nolan Fjeldahl, page, four days;  
Ronald Anderson, page, three days;  
Hazel Ludemann, journal room, three days;  
Della Erickson, committee clerk for three days;

*Be It Further Resolved*, that the above-named employees be paid their regular rates of pay as specified as follows: Roy Gilbreath, chief clerk, six days, twenty-five dollars per day; E. A. Tough, bill clerk, four days, seventeen dollars per day; Ernest Benser, sergeant-at-arms, four days, fifteen dollars per day; Ruth Smith, desk reporter, four days, twenty-five dollars per day; Doris Thomas, chief committee clerk, four days; eighteen dollars per day; Clara Wendt, chief page, three days, fifteen dollars per day; Tom Tudor, page, three days, twelve dollars per day; Dorothy Plews, proofreader, three days, fifteen dollars per day; Vonnie Wold, enrolling and engrossing clerk, five days, fourteen dollars per day; Kathy Mayer, enrolling and engrossing clerk, five days, fourteen dollars per day; David Holt, journal room, three days, fourteen dollars per day; Enola Eck, telephone attendant and postmistress, three days, twelve dollars per day; Leo Leidholm, secretary of the Senate, six days, twenty-five dollars per day; Art Herk, assistant secretary of the Senate, four days, twenty dollars per day; A. E. Bradley, sergeant-at-arms, four days, fifteen dollars per day; Dormilee Diede, assistant desk reporter, four days, twenty dollars per day; Cora Essington, chief steno and payroll clerk, three days, twenty dollars per day; Lois Scherr, chief committee clerk, three days, eighteen dollars per day; Robert Ellsworth, messenger, four days, thirteen dollars per day; Vonny Mushik, enrolling and engrossing clerk, five days, fourteen dollars per day; Eunice Anderson, enrolling and engrossing clerk, five days, fourteen dollars per day; Nolan Fjeldahl, page, four days, twelve dollars per day; Ronald Anderson, page, three days, twelve dollars per day; Hazel Ludemann, journal room, three days, fourteen dollars per day; Della Erickson, committee clerk, fourteen dollars per day;

and all of the above expenses are to be paid out of the per diem employees fund of the Fortieth Legislative Assembly and paid when the respective claims are verified by the affidavits of said parties named herein at the completion of said work.

Filed March 16, 1967.