

# HOUSE RESOLUTIONS

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## HOUSE RESOLUTION NO. 1

(Wagner)

### SIMONSON ELECTION CONTEST

A resolution relating to the election contest in the 23rd Legislative District, consisting of the counties of Griggs, Steele, and part of Barnes.

**WHEREAS**, Simon Simonson, a candidate for the office of representative for the 23rd Legislative District, State of North Dakota, has given notice and filed with the Secretary of State, a contest of the election of Thomas Brakke, wherein he challenges the right of Thomas Brakke to hold the office of representative for the 23rd Legislative District;

**WHEREAS**, such notice of contest has been forwarded to the House of Representatives and a committee having been appointed to examine the allegations set forth in the contest, and to investigate the election which is contested; and

**WHEREAS**, the demand for recount should be investigated by the House of Representatives;

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

That such committee shall have all power and authority necessary to investigate the allegations and charges contained in such notice of contest, which shall specifically include the following powers and authority:

1. Authority to subpoena witnesses;
2. Subpoena public and private records;
3. To administer oaths or affirmations to all witnesses;

4. To apply to the House for the punishment of any witnesses for contempt or for any disobedience of a subpoena, a refusal to be sworn, or to answer as a witness.
5. To reduce the testimony to writing as the committee deems it advisable;
6. To conduct such hearing at such place or places as committee may deem necessary or convenient;
7. That the committee be authorized to employ such personnel or other assistance as they deem necessary;
8. To apply to the appropriate Court for necessary orders to make ballots of the precincts of the 23rd Legislative District available to the committee; and
9. To take appropriate precautionary measures to safeguard the ballots while under its control and supervision.

Be It Further Resolved, that the expenses of such investigation as are authorized by the committee be paid from legislative funds, including subpoena fees and mileage and fees of subpoenaed witnesses at the rates provided for witnesses appearing in District Court.

Filed January 17, 1969.

## HOUSE RESOLUTION NO. 2

(Dick)

## POWERS ELECTION CONTEST

A resolution relating to the election contest in the 22nd Legislative District, consisting of part of the County of Cass.

WHEREAS, Anna Powers, a candidate for the office of representative for the 22nd Legislative District, State of North Dakota, through Florence Thompson, District Chairman, has given notice and filed with the Secretary of State, a contest of the election of Wesley Belter, wherein she challenges the right of Wesley Belter to hold the office of representative for the 22nd Legislative District;

WHEREAS, such notice of contest has been forwarded to the House of Representatives and a committee having been appointed to examine the allegations set forth in the contest, and to investigate the election which is contested; and

WHEREAS, the demand for recount should be investigated by the House of Representatives;

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

That such committee shall have all power and authority necessary to investigate the allegations and charges contained in such notice of contest, which shall specifically include the following powers and authority:

1. Authority to subpoena witnesses;
2. Subpoena public and private records;
3. To administer oaths or affirmations to all witnesses;
4. To apply to the House for the punishment of any witnesses for contempt or for any disobedience of a subpoena, a refusal to be sworn, or to answer as a witness;
5. To reduce the testimony to writing as the committee deems it advisable;

6. To conduct such hearing at such place or places as the committee may deem necessary or convenient;
7. That the committee be authorized to employ such personnel or other assistance as they deem necessary;
8. To apply to the appropriate Court for necessary orders to make ballots of the precincts of the 22nd Legislative District available to the committee; and
9. To take appropriate precautionary measures to safeguard the ballots while under its control and supervision.

Be It Further Resolved, that the expenses of such investigation as are authorized by the committee be paid from legislative funds, including subpoena fees and mileage and fees of subpoenaed witnesses at the rates provided for witnesses appearing in District Court.

Filed January 17, 1969.

**HOUSE RESOLUTION NO. 3**

(Streibel, Link, Atkinson, Boustead, Burke)  
(Lang, Metzger, Wagner)

**R. FAY BROWN MEMORIAL**

A memorial resolution in memory of former Speaker of the House of Representatives, R. Fay Brown.

**WHEREAS**, Almost immediately following the adjournment of the Fortieth Legislative Assembly, Almighty God in His infinite wisdom called from our midst on March 17, 1967, Representative R. Fay Brown, an outstanding legislator and citizen of this state; and

**WHEREAS**, Representative Brown's devoted service to his state included eight terms in the House of Representatives, the eighth of which he was serving at the time of his passing, and one of which he served as Speaker, as well as the chairmanship of several subcommittees of the legislative research committee and standing committees of the House; and

**WHEREAS**, Representative Brown's long and distinguished service to his city and community included membership and participation in church, service clubs, and other civic activities;

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

That we express our keen and personal sorrow over the passing of Representative R. Fay Brown, and our appreciation, on behalf of the people of North Dakota, of the outstanding contributions and loyal service of Representative Brown to his community and this state; and

**Be It Further Resolved**, that for the perpetuation of his memory, this token of respect and sympathy by his successors in trust be printed in the journal of the House and that a duly enrolled copy of this resolution be presented by the House of Representatives to the surviving family of Representative R. Fay Brown.

Filed January 31, 1969.

## HOUSE RESOLUTION NO. 4

(Streibel, Link)

## COMMENDATION OF RUTH SMITH

A resolution commending Mrs. Ruth Smith for her service to the Legislative Assembly of the State of North Dakota.

**WHEREAS, Mrs. Ruth Smith has retired after having served the Legislative Assembly of the State of North Dakota continuously since 1927; and**

**WHEREAS, her loyalty, dedication, fairness, and accuracy in the performance of her many duties as desk reporter have materially contributed to the efficient functioning of the House of Representatives; and**

**WHEREAS, it is the desire of the House of Representatives to formally recognize the respect, the high esteem, and the affection in which Mrs. Smith is held by all its members and express the appreciation of the House of Representatives to Mrs. Smith;**

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

**That Mrs. Ruth Smith be commended for her many years of efficient and outstanding service to the Legislature and to the citizens of North Dakota; and**

**Be It Further Resolved, that former Speakers, Representatives Aamoth and Link, personally deliver the original copy of this Resolution to Mrs. Ruth Smith.**

Filed January 17, 1969.

## HOUSE RESOLUTION NO. 5

(Committee on Delayed Bills)  
(Streibel, Strinden, Link, Reimers, Giffey)

## OFFICIAL PHOTOGRAPHER

A resolution to appoint an official photographer for the House of Representatives of the Forty-first Legislative Assembly of the State of North Dakota.

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

WHEREAS, L. W. Naegle's Studio, of Bismarck, North Dakota, offers to make a composite group picture of the members of the 1969 North Dakota House of Representatives, size thirty-eight inches by forty-nine inches, said picture to be framed and ready to hang; and one hundred and two, fourteen inches by eleven inches, copies of said pictures for each member and desk force of the House of Representatives; and two, five inches by seven inches, prints of each representative, one for the state historical society and one for each member of the House of Representatives, at a cost of one thousand four hundred and ninety-five dollars;

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

That L. W. Naegle's Studio, of Bismarck, North Dakota, be, and is hereby appointed official photographer for the North Dakota House of Representatives of the Forty-first Legislative Assembly;

**Be It Further Resolved,** that L. W. Naegle's Studio of Bismarck, North Dakota, be, and is hereby awarded the sole privilege of photographing members of the House of Representatives of the Forty-first Legislative Assembly, at a cost of one thousand four hundred and ninety-five dollars to be taken out of legislative expenses;

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**Be It Further Resolved,** that delivery of the photographs shall be within ninety days after the adjournment of the legislative session.

Filed March 17, 1969.

HOUSE RESOLUTIONS  
HOUSE RESOLUTION NO. 6

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COMMENDATION OF NORTH DAKOTA SENATE

A resolution commending the North Dakota Senate.

WHEREAS, the North Dakota Legislative Assembly is about to complete its busiest session in its history, having considered and acted upon almost twelve hundred bills and resolutions; and

WHEREAS, it would have been impossible for the Legislative Assembly to meet its responsibilities without the dedication and cooperation of both Houses and all members of the Legislative Assembly;

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

That the House of Representatives and all its members express their appreciation to the North Dakota Senate and all its members for their exceedingly fine cooperation with the House of Representatives and its members, for their dedication and concern in working in the best interests of the State, and for the personal friendliness of all its members; and

**Be It Further Resolved,** that this resolution be messaged to the Senate and read upon the floor of the Senate by a member of the House of Representatives.

Filed March 27, 1969.