SENATE JOURNAL

TWENTY-SECOND SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

1937

PUBLISHED BY AUTHORITY

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CERTIFICATION

The undersigned as the duly appointed committee on Revision of the Senate Journal of the Twenty-Second Session of the Legislature of the State of Utah do hereby certify that the contents herein contained is a full, true and correct record of the proceedings of the session commencing January 11, 1937 and continuing for sixty legislative days.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL.

J. LAMBERT GIBSON,
Secretary of the Senate.

ROY DRUSHALL,
Minute Clerk.

REGULAR SESSION

of the

TWENTY-SECOND LEGISLATURE

FIRST DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 11, 1937

Pursuant to the provisions of the Constitution of the State of Utah, the holdover Senators and the Senators-elect of the Twenty-Second Session of the Legislature of the State of Utah convened in the Senate Chamber at 12 o'clock noon.

Prayer was offered by Reverend Elmer I. Goshen.

Secretary of State E. E. Monson read the following proclamation of His Excellency the Governor:

CERTIFICATE OF MEMBERSHIP OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF UTAH

I, E. E. MONSON, Secretary of State of the State of Utah, do hereby certify:

That at a general election held within and for said State on Tuesday, November 3rd, 1936, the following named persons were chosen by the electors as members of the Twenty-second Legislature of the State of Utah, to serve in the Senate from the several districts and for the respective terms as follows:

First District—Will R. Holmes, County of Box Elder. For the term of four years.

Fourth District—Dexter Farr, County of Weber. For the term of four years.

Fifth District—G. V. Billings, Counties of Duchesne and Uintah. For the term of four years.

Sixth District—Wendell Grover, Warwick C. Lamoreaux, Mrs. A. C. Lund and Lawrence E. Nelson, County of Salt Lake. For the term of four years.

Tenth District—Silas E. Tanner, Counties of Sevier, Garfield, Wayne, Kane and Piute. For the term of four years.

Eleventh District—Glen E. Snow, Counties of Iron and Washington. For the term of four years.

Twelfth District—Wendell Peterson, Counties of Emery, Grand and San Juan. For the unexpired term of two years.

Thirteenth District—Clarence E. Baker, Counties of Juab and Tooele. For the term of four years.

Fourteenth District—G. G. Lindstrom, County of Carbon. For the term of four years.

Fifteenth District—Ward C. Holbrook, County of Davis. For the term of four years.

AND I FURTHER CERTIFY, That by virtue of an election held on Tuesday, the sixth day of November, 1934, at which persons were chosen as members of said body, for the term of four years then next ensuing, the following are entitled to serve for the unexpired period, from the several districts, to-wit:

Second District—Wm. H. Griffin, Jr., County of Cache. For the term of four years.

Third District—Alonzo F. Hopkin, Counties of Rich, Summit, Wasatch, Daggett and Morgan. For the term of four years.

Fourth District—Ira A. Huggins, County of Weber. For the term of four years.

Sixth District—D. W. Parratt, Herbert B. Maw and Mrs. Frank Page Stewart, County of Salt Lake. For the term of four years.

Seventh District—Dr. Hugh M. Woodward and Eldred M. Royle, County of Utah. For the term of four years.

Eighth District—Daniel Stevens, Counties of Beaver and Millard. For the term of four years.

Ninth District—Conrad Frischknecht, Jr., County of Sanpete. For the term of four years.

As appears from the return of said election now of record in the office of the Secretary of State.

I FURTHER CERTIFY, That Dr. Hugh M. Woodward of the Seventh District has resigned from his position as member of the Utah State Legislature, which resignation has been accepted by the Governor, as appears of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah, this 11th day of January, A. D., 1937.

E. E. MONSON,
Secretary of State.

(Seal)

Roll Call—All Senators present except Senator Griffin, excused.

Chief Justice William H. Folland of the Supreme Court administered the oath of office to the newly elected senators.

Nominations for President of the Senate were then declared in order. Senator Parratt nominated Senator Herbert B. Maw.

Senator Huggins moved that the rules be suspended and that Senator Maw be named President of the Senate by acclamation.

Motion carried.

A committee consisting of Senators Lund and Stewart was appointed to escort the President-elect to the chair and the oath of office was administered by Chief Justice William H. Folland.

President Maw expressed his gratitude for the confidence placed in him and addressed the Senate as follows:

"The eyes of the people of the State are on this legislature with more interest than perhaps any other legislature for a number of years past. Rumors of radicalism have caused many groups, particularly business groups to be much concerned about what we will do. Others are very hopeful that a liberal program of legislation will be followed. Scores of associations and individuals are proposing bills which are nothing more than group legislation. Some of these measures if enacted into law would do untold damage to other groups and industries.

"It, therefore, seems proper at this time for me to urge this legislature and particularly the new members thereof to exercise care in what we do. A tax is not a good tax merely because it misses you and gets someone else. Unfortunately, there are many in the state who follow this misguided philosophy. Neither is a law a good law if its purpose is to give special favors to any person or class or organization.

"It is our responsibility to give to the people of this state the kind of legislation the majority of them want. There are several reforms in government most of the citizens are expecting of us. As we launch on our program, however, we must be mindful of the fact that the Federal Government is making severe tax demands on business. We must therefore exercise care in our taxation program so as not to penalize any commercial activity.

"The distressed and underprivileged in the state must be provided for, yet we should not be influenced by an attitude that the State should provide a living for anyone or any class who can, if they try, take care of themselves.

"Measures introduced to benefit the farmer, the teacher, the professional man, business, labor, the unemployed and all other groups should never be passed until careful consideration has been given to the effects of such legislation on those who will be adversely affected by it. In other words, the fundamental responsibility of all law-makers is to represent all of the people and to promote the welfare so far as is possible of everyone and not to extend to any few special legislative favors.

"Serious problems will be before us. I therefore appeal to the press, and through the press to citizens of all stations of life to cooperate with us in our efforts to be guided by wisdom, justice and divine direction in all that we undertake."

On motion of Senator Holbrook the following were elected as officers and employees of the Senate for the session:

Secretary	J. Lambert Gibson
Minute Clerk	Roy Drushall
Sergeant-at-Arms	Joseph R. Bithell
Docket Clerk	Melvin Engstrom
Reference Attorney	Wm. Reger
Chaplain	E. C. Dayton
Engrossing Clerk	Mrs. Florence Manwaring
Office Clerk	Verna Bowen

Mailing Clerk.....R. L. Fahring
Assistant Mailing Clerk.....Kathryn Foard
Committee Clerk.....Melba Reeves
Committee Clerk.....Lavina Smith
Committee Clerk.....Helen Poulson
Committee Clerk.....Maurine Nebeker
Committee Clerk.....Caroline Hansen
Messenger.....Edward D. Clyde
Messenger.....Joseph C. Willardson
Doorkeeper.....Peter E. Johnson
Doorkeeper.....George Naylor
Doorkeeper.....C. C. Sloan
Doorkeeper.....James Bigler

Chief Justice William H. Folland then administered the oath of office to the officers and employees of the Senate.

On motion of Senator Holbrook a vote of thanks was extended to Chief Justice William H. Folland, Secretary of State E. E. Monson and the Reverend Elmer I. Goshen.

The President appointed a committee consisting of Senators Hopkin, Peterson and Grover to notify the House that the Senate is organized and ready to do business.

Senator Grover moved that the Senate and Joint Rules of the Twenty-first Session of the Utah State Legislature be adopted until further amended.

Motion carried.

On motion of Senator Holbrook the following order of business for the first day was adopted.

ORDER OF BUSINESS

1. Appointment of a committee on Senate rules.
2. Appointment of Senate members on Joint Rules.
3. Appointment of committee to act with a like committee from the House to inform the Governor that the Legislature is duly organized and ready to receive communications.
4. Recess until two o'clock.
5. Report of committee on Senate Rules and action thereon.
6. Report of committee on Joint Rules.
7. Reports of other committees.
8. Miscellaneous business.
9. Adjournment.

The President appointed a committee to revise the Senate and Joint Rules consisting of Senators Parratt, Holbrook and Lindstrom.

Senator Parratt moved that each Senator be allowed fifteen names on the mailing list.

Senator Huggins moved to amend the motion as follows:

That each member of the Senate be authorized to submit a mailing list of ten names and that each member may have additional names on his list if it meets with the approval of the Senate.

Motion as amended carried.

COMMUNICATIONS FROM THE HOUSE

January 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Twenty-second Session of the House of Representatives of the State of Utah has this day organized and the Speaker has appointed Representatives Mrs. Johnson, Mrs. Jacob and Mr. Peterson to advise the Senate that it is ready to do business.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

January 11, 1937.

Mr. President:

I am directed to inform your Honorable Body, that the Speaker has this day appointed Representatives, Mrs. Aird, Mrs. Garff and Mr. Chamberlain to act with a like committee from the Senate to notify the Governor that the Legislature is duly organized and ready to receive any communication from him.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

January 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed Representatives Holbrook, Stringham, and Poulsen to act with a like committee from the Senate for the adoption of joint rules of procedure and to report the same back to this body.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

A committee from the House consisting of Representatives Johnson, Jacob and Peterson appeared and notified the Senate that the House is organized and ready to do business.

The President appointed a committee consisting of Senators Stevens, Snow and Holmes to act with a like committee from the House to notify the Governor that the Legislature is organized and ready to do business and determine the time when he will deliver his message.

On motion of Senator Holbrook the President appointed a committee consisting of Senators Huggins, Baker and Nelson to act with a like committee from the House to fix the salaries of legislative employees.

The President appointed Senators Hopkin and Frischknecht to revise the Journal for the week beginning January 11, 1937.

Senator Parratt moved that the choice in the selection of seats be as follows:

1. Lady Senators.
2. Republican Senator.
3. Holdover Senators.
4. Newly elected Senators.

Motion carried.

Senator Stevens reported that the Governor would be prepared to deliver his message to the Legislature tomorrow at 3:30 p. m.

Senator Stevens moved that the Senate notify the Governor that we will hear his message at 3:30 p. m., January 12, 1937.

Motion carried.

On motion of Senator Frischknecht the Senate recessed until 2:00 p.m.

The Senate was called to order by the President at 2:00 p. m..

The President introduced Mr. Gus P. Backman, Secretary of the Salt Lake City Chamber of Commerce who invited the Senators and employees of the Senate to a dinner at the Chamber of Commerce tonight at 6:30 p. m.

On motion of Senator Grover the invitation was accepted.

Senator Parratt moved that when we do adjourn it be until 3:00 p. m., January 12, 1937.

Motion carried.

On motion of Senator Hopkin the Senate adjourned.

SECOND DAY

January 12, 1937.

The Senate was called to order at 3:00 P. M. President Maw in the chair.

Roll Call—All Senators present except Senator Griffin, excused.

Prayer by the Chaplain.

January 12, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the first day and find it correct with minor amendments noted on the final copy.

Respectfully,

ALONZO F. HOPKIN,
CONRAD FRISCHKNECHT.

Report adopted and filed.

REPORT OF SPECIAL COMMITTEE

January 11, 1937.

Mr. President:
Mr. Speaker:

We, your committee on Joint Rules, beg leave to recommend as follows:

That there be adopted three rules to be known as Rule No. 12, No. 13, and No. 14. They shall read as follows:

No. 12. During the third and fourth days of each week the House shall give preference to the consideration of Senate bills appearing upon the House Calendar, and likewise, the Senate shall give preference to House bills appearing on the Senate Calendar.

No. 13. There shall be appointed a Joint Advisory Committee to consist of five members of the Senate and five members of the House. It shall be the function of this committee to examine bills passed by either House and by written communication advise the house to which the bill has passed that the committee deems it proper because of the importance of such measure that it be given early attention. The House receiving any such communication shall thereupon take such action as it may deem advisable.

No. 14. All bills carrying an appropriation originating in either House shall be referred to the Appropriations and Claims Committee or else be recommitted to the Appropriations and Claims Committee after having been given consideration by any other committee.

We further recommend that the numbering of the remaining rules be changed in accordance with these proposals.

Rule No. 42 be changed to read as follows:

"Each House shall have full control of its own expenses. All bills, claims or payrolls shall be certified by the President or Chairman on the Contingent Expenses Committee and the Secretary of the Senate or the Speaker and Chief Clerk of the House, as the case may be, to the State Auditor for payment by state warrant, drawn against the fund appropriated for the expenses of the Legislature.", and that with these amendments the Joint Rules be approved.

Your committee is of the opinion that the number appointed to the committee on Appropriations and Claims of the Senate and of the committee on Appropriations of the House should be reduced. We, therefore, recommend that the Senate rules be so changed that seven Senators shall be appointed to the Committee on Appropriations and Claims, and that the House rules be so changed that there shall be eleven Representatives appointed to the Appropriations Committee.

Respectfully submitted,

D. W. PARRATT,
Chairman Senate Committee.

MOSES L. HOLBROOK,
Chairman House Committee.

Report adopted and filed.

The President declared the Senate in recess to proceed to the House Chamber to meet in Joint Convention.

JOINT CONVENTION

Roll Call showed a quorum of both Senate and House members present.

Prayer by the Chaplain of the Senate.

The President appointed a committee consisting of Senators Stevens, Snow and Holmes and Representatives Aird, Garff and Chamberlain to notify the Governor that the Legislature is in Joint Convention and ready to hear his message.

The committee returned escorting Governor Henry H. Blood who was introduced to the Joint Convention by President Maw.

GOVERNOR'S MESSAGE

To the Members of the Twenty-second Legislature of the State of Utah:

For the third consecutive time it is my pleasure and constitutional duty to report to you in regular session the condition of the state and to call to your attention such matters as appear to require your legislative consideration.

It is a source of deep gratification to me to report that the State of Utah has survived the depression as well as most states and better than many. Brighter times have come and improving conditions are reflected in all our economic affairs.

Now that the dark days of the depression seem to be over, it might appear that the problems facing us for the coming biennium are simplified. On the contrary they seem to be even more complex. With returning prosperity the desire to expand the existing activities of government as well as add new ones is insistent and demands consideration. This is entirely normal and proper. We cannot stand still. Private activities during the depression were cut to a minimum. Development ceased. This was true of governments as well as individuals. It was a real accomplishment just to live. But with the coming of better times, just as individually we have a natural urge to satisfy wants which have of necessity been denied, so in governmental capacity there is a proper desire to enlarge and expand. While considering our desire for new things, however, we must not forget the needs of existing agencies. We should not allow our schools, our roads, our institutions for the care, discipline, and improvement of the wayward, the criminal, the defective, the sick and the unfortunate to fall into decay. These and other established public activities are essentials of government that we cannot forego.

For the coming biennium the Executive office now has requests for maintenance of existing departments and institutions, construction of new buildings and facilities, and for new activities, etc., which would involve about $12,500,000. This takes no account of substitute revenue which may be required to replace losses due to homestead exemption. This latter item will, of course, vary according to the exemption plan adopted by the Legislature.

To meet all these requirements the following table of estimated revenues for the biennium submitted by the Budget Department indicates a total of approximately $6,000,000. These figures, then present our problem. It must be solved by the exercise of sound judgment. We must be statesmen. We must get at the facts and then do the very best job that can be done with resources and brains at hand.

PRELIMINARY ESTIMATED REVENUE OF THE GENERAL FUND FOR BIENNIUM JULY 1, 1937, TO JUNE 30, 1939

	FISCAL YEARS		
	1938	1939	Total for Biennium
Property Valuation	$530,000,000.00	535,000,000.00	
Levy 2.4 mills	1,272,000.00	1,284,000.00	
Less Income Tax Reducing Levy	230,000.00	270,000.00	
(Effective Levy 1.8 and 1.7 mills)	1,042,000.00	1,014,000.00	
Less Estimated Net Loss on Collections	104,200.00	101,400.00	
Estimate of Property Taxes	937,800.00	912,600.00	$1,850,400.00
Income Taxes	330,000.00	360,000.00	690,000.00
Beer Taxes	105,000.00	110,000.00	215,000.00
Cigarette Taxes	320,000.00	340,000.00	660,000.00
Oleomargarine Tax	40,000.00	40.000.00	80,000.00
Liquor Control Fund	500,000.00	500,000.00	1,000,000.00
Inheritance Taxes	75,000.00	75,000.00	150,000.00
Interest on Redemption Funds	142,500.00	142,500.00	285,000.00
Interest on State Funds	2,500.00	.00	2,500.00
Insurance Premium Taxes	290,000.00	300,000.00	590,000.00
Rentals from Departments	12,000.00	12,000.00	24,000.00
Fines and Forfeitures	1,500.00	1,500.00	3,000.00
Court Reporters' Fees	14,000.00	14,000.00	28,000.00
Department of Registration Fees	33,000.00	34,000.00	67,000.00
Insurance Commission Fees	30,000.00	30,000.00	60,000.00
State Auditor Fees	200.00	150.00	350.00
Department of Agriculture Fees	5,500.00	5,500.00	11,000.00
Supreme Court Fees	1,500.00	1,500.00	3,000.00
State Engineer's Fees	6,500.00	6,500.00	13,000.00
Underground Water Fees	20,000.00	20,000.00	40,000.00
Secretary of State Fees	12,000.00	12,000.00	24,000.00
Board of Health Fees	600.00	600.00	1,200.00
Land Board Fees	150.00	150.00	300.00
Miscellaneous Receipts	1,700.00	1,700.00	3,400.00
Estimated Cash Surplus June 30, 1937	281,000.00		281,000.00
TOTALS	$3,162,450.00	$2,919,700.00	$6,082,150.00

The Twenty-first Legislature made appropriations from the General Fund amounting to $5,486,528.99 for the biennium now coming to a close. By use of strict budgetary control and a commendable willingness on the part of heads of departments and institutions to hold expenditures within appropriations, it is expected that we shall be able to close the biennium without departmental deficits. In addition to meeting the demands of legislative appropriations, our revenue during the biennium has been sufficient to permit a dividend to the taxpayers of the state in the form of an exemption from the general fund property tax levy for 1936. Many circumstances combined to make this accomplishment possible. First, the Legislature amended certain laws and enacted others

which produced a marked increase in revenue. In this connection the change in the income tax law brought the largest single contribution. Second, the activity of the Federal Government in making money available to our citizens through direct grants for relief, for public works, and for the refunding of their debts, made it possible for them under favorable terms provided by the Legislature, to pay their taxes to the state, both current and delinquent, to such an extent that the resultant increase of revenue to the state has been little less than surprising.

BONDED DEBT

The unusual financial difficulties confronting us have required rather complicated bonding and borrowing activities on the part of the state during the past four years.

The bonded indebtedness of the state as of June 30, 1936, was $10,573,000, with accumulated redemption funds of $6,212,500, which leaves a net debt as of that date of $4,360,500. Redemption fund payments up to December 31, 1936, decreased the net debt to $4,158,589.78. On January 1, 1933, when I took office, this figure was $6,133,853.06. During the four year period, therefore, the net bonded indebtedness of the state has been reduced $1,975,263.28.

The Twentieth Legislature in its regular session authorized an issue of $2,000,000 of 4½ per cent deficit and refunding bonds payable during the period 1935-1942. In order to release needed funds for the 1935-37 biennium, and take advantage of lower interest rates, the Twenty-first Legislature was asked for authority to issue refunding bonds to take up the 1933 issue and extend the maturity dates. Pursuant to Chapter 44, Laws of Utah, 1935, the Board of Loan Commissioners issued such securities in the amount of $1,945,000, bearing interest at 3 per cent, the maturity dates being adjusted between the years 1940 and 1955 so as more nearly to equalize the debt service load of the state, taking into account all outstanding issues.

In order that the state might avail itself of the favorable provisions of the National Recovery Act, the Governor was authorized by Chapter 23, Laws of Utah, 1933, Second Special Session, to join with the federal government in a cooperative program of public works and to borrow funds from the United States to provide the state's portion of cost. Agreements were prepared contemplating the issuance of $1,300,000 of state public improvement notes. There was issued but $810,000 of which all but $118,000 has now been repaid by use of emergency relief funds as provided by law.

Using $522,831,674 as the present assessed valuation of the state, the constitutional limitation of 1½ per cent fixes $7,842,475 as the maximum net debt, which leaves a borrowing margin of $3,683,885. If I properly interpret the wishes of the majority of the people of this state, they do not desire at this time that the state General Fund obligations be increased. My sentiments coincide with this attitude. Only under stress of urgent necessity should we deviate from this policy.

In this connection, it should be kept in mind that the legal borrowing capacity not only of the state but of the local subdivisions may be affected by the action taken by this legislature on homestead exemptions.

INVESTIGATING COMMITTEE OF UTAH GOVERNMENTAL UNITS

The Twentieth Legislature authorized the appointment of a committee to make a study of state government, and its findings and conclusions were reported by me to the Twenty-first Legislature. During the latter session, a law was passed providing for the appointment of a similar committee of nine members to continue this study, and outlining the scope of its activities. The committee was instructed to make an investigation of organization and operation of state government and all its political subdivisions; to investigate methods of developing the coal fields of the state; to study the advisability of consolidating, and fixing minimum standards for school districts; to gather and analyze information as to taxation, and to report to the Governor not later than October, 1936, its findings, conclusions and recommendations as to changes in the taxation of property, other types of wealth and income necessary to make possible exemptions on homes and homesteads and personal property; and prepare bills covering these changes for the members of the Legislature.

During the past two years this committee has applied itself diligently to its task and has availed itself of the very liberal services of the Works Progress Administration in the form of several fact finding projects.

The Committee's report, in nine subdivisions, each devoted to a definite subject, is completed and available for your use. The report carries many specific recommendations which it is not feasible to discuss here in detail. It must suffice to say that this Committee has compiled a large amount of valuable information and has arrived at conclusions and made suggestions which are worthy of your careful study. It is my understanding that bills will be presented in accordance with conclusions reached by the Committee, and these will come before you in regular manner. I am sure you will give such measures the consideration they merit.

For the unselfish, patriotic, unpaid services rendered by members of the Committee they are entitled to unstinted praise. I express sincere appreciation for their efforts, and for the work done by a large number of willing assistants.

HOMESTEAD EXEMPTION

Of six proposed Constitutional amendments submitted to the voters at the November election last year, only one was adopted, that which permits the Legislature to exempt from taxation homes and homesteads up to an assessed valuation of $2000 and personal property up to $300 in assessed value. This amendment is now an integral part of our basic law.

The property tax is the most important element in our entire tax structure. Any major changes therefore, are serious, especially in their effect upon county, city and school operations. Moreover, as all other measures having to do with revenue and expenditures will be influenced by your action on homestead exemptions, it is imperative that decision be reached as to your policy on this important matter early in the session.

While it is true that the language of the amendment is permissive, its adoption by popular vote carried a rather definite mandate that earnest effort be exerted to make it operative.

The issues before the Legislature relating to home exemption suggest important changes in the relationship between state and local gov-

ernments. Each problem presented, therefore, should be studied with the object of determining whether gains in efficiency and economy through proposed centralization will justify resultant curtailment of local self-government. These same issues also involve important changes and adjustments in our revenue-raising system. Wisdom would dictate that, at least for a beginning, we should adopt a program that will avoid drastic reconstruction of our revenue laws. The people expect us to retain, without serious injury, the important functions of both state and local government.

PUBLIC WELFARE

The State Department of Public Welfare was appointed May 9, 1935, succeeding the Governor's Advisory Committee on Public Welfare and Emergency Relief which had been in charge of these activities since 1932. The 1935 statute, which antedated by five months the passage of the Federal Social Security Act, designated the new department as the official state agency for the administration of all state and federal funds made available for relief and welfare purposes, and empowered it to establsh county boards to serve under its direction.

The last of the federal grants for direct relief was received in November, 1935. After that time, the state was required to assume the care for the needy and destitute unemployables. The Federal Works program assumed responsibility for employables. The State Board managed this transfer of unemployables from federal to state auspices in a commendable manner so that needy citizens received relief without break or reduction. In February, 1936, Congress appropriated funds which enabled the Federal Social Security Board to make grants in aid to those states that had worked out programs which the Board could approve. Utah became the tenth state in the union to qualify for receipt of federal grants for the relief of the needy aged, the needy blind and dependent children. In good time Utah plans in compliance with all other phases of the National Social Security Act also were approved.

Under the old Federal Emergency Relief Administration program, the government supplied nearly 90 per cent of the funds required to take care of the state's needy citizens. Its portion, as provided by the new program, is about 34 per cent. The government pays one-half the cost of grants to the needy aged, one-half for the needy blind and one-third for dependent children.

There is a large group of needy citizens less than 65 years of age who cannot qualify under any of the Federal social security categories. The Welfare Board, to its credit, decided provision should be made for this group on the same basis of need as for the other groups. A needy family, of which the head is 63 or 64 years of age, may suffer as much as a family of which the head is 65. The latter, but not the former, is eligible for old age assistance under the Social Security Act. In Utah each such family receives assistance as generously as the other. But the cost is borne by the state alone in one case and in the other is shared with the federal government and the counties.

In November, 1936, 29,000 persons, or 6 per cent of the state's population, were receiving public assistance from state funds under the Social direct relief, or from state, local and federal funds under the Social Security Act. The figures include 5,106 persons receiving an average monthly old age grant of $22.46; 231 blind persons receiving aid averag-

ing $23.72 monthly and 4,602 dependent children under the age of 16 receiving an average monthly allowance of $12.19 each. In each of these three classifications, the average grant equals or considerably exceeds the national average for states participating in Social Security assistance. similarly in proportion to population the rate of dependency among persons 65 years of age or over was 196 per thousand aged persons in Utah, as compared with a national rate of 126. Social Security grants for dependent children were being issued for 26 of every thousand children under 16, whereas the national rate was 15 per thousand. In those households where the maximum Social Security grant is insufficient to meet the needs, additional aid is extended from state funds for general relief purposes. In addition to the 6,590 households being maintained wholly or partially from Social Security grants in November, 1936, a total of 4,535 families were being aided from general relief funds of the State Department of Public Welfare. Partly because of normal decline in seasonal employment, but largely because of the recent strike of workers in the metal mining industry, the public relief load reached its peak for the year 1936 during November.

The two per cent sales tax is the financial mainstay for the administration of public assistance in Utah. The present appropriation for State Welfare purposes from this source is $2,000,000 a year. Out of this are met the state's proportion of the public assistance costs and also the matching funds required for participation in other welfare services under the Social Security Act. These include the Crippled Children's Service, Maternal and Child Health Services and public health work, all administered by the State Board of Health; special child welfare services administered by the Department of Public Welfare, and vocational rehabilitation of the physically handicapped, administered by the State Department of Education. The $2,000,000 fund is also a source of revenue for the furtherance of the state's public building program. A summary of receipts and of obligations incurred from the state welfare fund from its inception in 1933 to November, 1936, is presented herewith.

STATE WELFARE FUNDS
STATEMENT OF RECEIPTS AND EXPENDITURES
June, 1933, through November, 1936

RECEIPTS

Sales Tax, June, 1933 through December 31, 1933	$ 648,252.14	
Beer Production Tax through December 31, 1933	15,128.26	
Total Receipts Year 1933		$ 663,380.40
Sales Tax, January 1, 1934 through December 31, 1934	2,241,955.93	
Beer Production Tax, January 1934	2,189.00	
Total Receipts, Year, 1934		2,244,144.93
Sales Tax, January 1, 1935 through December 31, 1935	2,115,198.08	
Total Receipts, Year 1935		2,115,198.08
Sales Tax, January 1, 1936 through November 30, 1936	2,040,329.85	
Additional Funds made available by Governor	600,000.00	
Total Receipts January 1, 1936 through November 30, 1936		2,640,329.85
Total Receipts June 1, 1933 through November 30, 1936		$7,663,053.26

EXPENDITURES

	Sept. thru Dec., 1933	Jan. thru Dec., 1934	Jan. thru Dec., 1935	Jan. thru Nov., 1936	Total Sept., 1933 thru Nov., 1936
RELIEF EXPENDITURES					
Relief Obligations by Counties	$552,133.89	$1,328,559.44	$1,343,839.81	$1,530,289.69	$4,754,822.83
Less Refunds (Credit)		389.82		2,687.65	3,077.47
State Administration (Furniture and Fixtures)	1,276.03	4,148.07	9,240.24	89,570.73	104,235.07
State Projects and Compensation Insurance		25,521.53	72,422.83	51,332.94	149,277.30
Self-Help Cooperative Grants			40,000.00	4,369.00	44,369.00
Vocational Rehabilitation				4,821.47	4,821.47
Contributions to W.P.A.				2,646.72	2,646.72
Freight and Storage on Surplus Commodities				1,720.61	1,720.61
Total Obligations for Public Assistance	$553,409.92	$1,357,839.22	$1,465,502.88	$1,682,063.51	$5,058,815.53
OTHER EXPENDITURES					
Public Works Administration (Administrative Expense)	$ 1,463.88	$ 54.26	$	$	$ 1,518.14
National Recovery Administration or U.I.R.A. (Adm. Exp.)	1,755.74	16,315.11	14,985.59	6,859.81	39,916.25
Interest on Public Imp. Notes		7,008.89	17,371.69	3,660.00	28,040.58
Redemption of Utah Public Improvement Notes (to P.W.A. Building Program)		65,000.00	362,000.00		427,000.00
Re-purchase of Utah Public Improvement Notes (to P.W.A. Building Program)		200,000.00			200,000.00
Weber College Building Grant (Less $18.23 refund)		18,022.03			18,022.03
State Fair Building Grant (P.W.A. Building Program)		15,000.00			15,000.00
University of Utah Grant (Student Aid)		1,320.40			1,320.40
Utah State Agricultural College Grant (Student Aid)		1,387.15			1,387.15
State Engineer for Stream Measurement		5,000.00			5,000.00
Advance to State Building Commission (P.W.A. Bldg. Program)		215,000.00	125,000.00		340,000.00
Insurance—Personal Liability and Property Damage			3,804.50	1,214.34	5,018.84
Grants to Colleges, Student Aid			18,059.22		18,059.22
State Planning Board			8,422.81	9,875.59	18,298.40
State Engineer—Reservoirs and Water Development			30,000.00	10,000.00	40,000.00
Vocational Rehabilitation Grant				4,500.00	4,500.00
Public Health Allocation				20,197.25	20,197.25
Maternal and Child Health Allocation				38,052.48	38,052.48
Crippled Children Allocation				37,500.00	37,500.00
Governor's Emerg. Bldg. Fund				152,601.00	152,601.00
Total Other Expenditures	$ 3,219,62	$ 544,107.84	$ 579,643.81	$ 284,460.47	$1,411,431.74
Total Expenditures	$556,629.54	$1,901,947.06	$2,045,146.69	$1,966,523.98	$6,470,247.27
Funds in Reserve November 30, 1936					$1,192,805.99

Prepared by Division of Research and Statistics, Department of Public Welfare, January 4, 1937.

At the suggestion of the State Board of Public Welfare, I appointed a committee to prepare welfare legislation to be considered at this session. Drafts for proposed acts will be presented for your consideration. In the formulation of these drafts the committee had the advice of representatives of the Social Security Board and of the American Public Welfare Association. The suggestions thus carry the fruit of Utah's experience in administration of public assistance and the experience of all states cooperating with the Social Security Board. The effort has been to present a well-rounded relief and welfare program. I urge that you provide for continuation of local administration by county welfare boards, for local participation in the cost of the program and for strong state supervision. This is in keeping with the urgent request of the Social Security Board which asks that we continue the upbuilding of trained personnel. It has been the belief that you will desire to provide for public assistance to the needy aged, the needy blind, dependent children and to the other needy of the state and for continued participation in the other programs provided for by the Social Security Act. The bills have been prepared with such objectives in mind.

The State Board of Public Welfare has estimated that the sum of $2,400,000 will be needed from the sales tax to finance the state's share of the program during the next year, this sum being in addition to the contributions from the counties and from the Federal Social Security Board.

I am committed to the policy of adequately providing for the welfare of the needy aged above and below the 65 year mark. I am also favorable to similar care being extended to the other needy groups now receiving public assistance through the joint activities of counties, state and federal government, including the needy blind, dependent children and others. A large portion of the sales tax now is dedicated to these welfare activities and it is apparent greater sums than have been expended by the state will be necessary to finance the program on the present basis.

SELF-HELP

The law creating the Utah Self-Help Cooperative Board was enacted by the last Legislature. It also prescribed who should be board members. A legislative grant of $40,000 was made from the Emergency Relief Fund, and approximately $90,000 in federal funds. An additional $4,369 was later made available by the state. The board is running short of money which may be devoted to administrative costs and is asking that this Legislature give it an additional amount with which to complete the present biennium.

The value of continuing this Board's activities can be determined if we ascertain whether this method of furnishing employment is serving to meet the needs of those out of work as cheaply as could be done otherwise. If, as proponents believe, this can be shown, the method may well be considered worth while, since it keeps its clients active and sustains their morale. Assuming the Board is to be continued, the law creating it admittedly needs revision.

LABOR

The relationship between employer and employee has in modern times been one of the big problems in our social and economic life. The key to the situation will be found, I believe, in recognition of the fact that

so long as present systems endure the interests of the workman and the man who employs labor are essentially identical. Neither can prosper, in the long run, unless the other also prospers.

The revival of industry and trade which Utah has shared with the nation, and especially the encouragement which has come in recent months to mining, have brought to a focus some of the problems now under discussion. Fortunately, during the past two years Utah leaders in the ranks of both workmen and employers have demonstrated a praiseworthy willingness to take broad views of the problem and to reach agreements reasonably satisfactory to all concerned.

The attitude of give and take in reaching a solution to a difficult situation was displayed during recent disturbances in the metal mining industry, and, indeed, in several other disputes only less far-reaching in their detrimental possibilities. I commend this fine spirit, and applaud it for the promise it gives of increasing understanding of common interests.

I was glad to be of assistance in arranging conferences between representatives of employers and employees which resulted in the preparation and passage of the new unemployment compensation law at a special session of the Twenty-first Legislature. That statute has been praised by many authorities on such matters as approximating a model piece of legislation.

Similarly, agreement has been sought on desired amendments to the present Workmen's Compensation Law. After efforts had failed at the 1935 legislative session those concerned were encouraged to endeavor to draft a measure which all could support. Progress has been made. I am informed a bill will be presented at this session seeking to modernize our present law. It is hoped support of representatives of both employers and employees, will be given, and I urge that you consider carefully their statements with regard to this bill.

The measure as proposed does not attempt to solve the problem of occupational diseases. That omission at this time is in order that data necessary for guidance in procuring sound legislation may be obtained. Three agencies of the federal government will cooperate in conducting a survey in Utah to ascertain the desired facts. This investigation will consume several months. When it is completed employers and employees in industry should be able to submit a measure that will be in the best interest of themselves and of the state.

DIRECT PRIMARY

Reform of our election laws to provide a more direct method of selecting candidates than through the convention system, has been before former Legislatures. Utah is one of the few states in the union to retain the old system. In Utah a direct primary law is in effect in some cities, with a combined population of about 40 per cent of that of the state.

There are in the United States almost as many types of primary election laws as there are states adopting that method of choosing candidates. Yet undoubtedly some state laws on this subject are better than others; and some are better adapted to conditions in a state of large area and sparse population than are others. The organizations of the two major political parties are on record as desiring a change. In order that you might have the benefit of a complete study of this question, I appointed a committee of persons chosen from various parts of the state,

experienced in political and public affairs, and acquainted with the needs of different types of communities, and requested them to prepare, for your consideration, a draft of a bill calculated to give Utah an efficient direct primary law adapted to conditions here. I commend this subject to your earnest consideration.

RECLAMATION

Utah, in common with other western states, owes deep gratitude to the government for its generous development of reclamation projects. While this state has not been the recipient of reclamation funds to the extent of some of its sister commonwealths, it has nevertheless been generously treated. Particularly is this true in recent years.

Incidentally, let it be borne in mind that this state has about 1,324,000 acres of irrigated land of which only one-third or about 400,000 has a full water right. The balance, 924,000 acres, is dependent upon supplemental water to insure its further development.

In general the projects that have been completed, or undertaken during my incumbency in office were designed to benefit lands with poor water rights. Considerable progress is being made toward bringing additional supply to lands marginal in production but already under cultivation.

These undertakings include the Hyrum, Ogden River (Pineview), Sanpete and Moon Lake projects. Of these, the Hyrum project in Cache County is completed. The Ogden River project is under construction and will be ready to supply some water in 1937. The Ephraim project also will be in use in the present year. Construction of Moon Lake reservoir in Duchesne County is well under way and will supply water in 1938. These combined undertakings will provide an additional 100,000 acres of land with supplemental irrigation water.

There remains for mention the largest project contemplated in the State of Utah. I refer to the Deer Creek enterprise on Provo River for which an original estimate of $9,974,000 received tentative approval in 1933. It is confidently expected that without much further delay this project will be put under construction. When completed it will provide necessary supplemental water to approximately 90,000 acres in Utah and Salt Lake Counties.

I am deeply and sincerely interested in all these undertakings and earnestly desire their development and completion. Other similar enterprises are being given consideration with the purpose in view of utilizing to the fullest extent available water supply in all parts of the state.

SMALL RESERVOIRS

The severe drouth of 1934 called attention to the necessity for conservation of every drop of irrigation water feasibly available in the state. Accordingly I directed that a survey be made, with the assistance of state and federal relief funds, to determine what savings could be effected on the numerous small streams of the state. Investigations have been started on some 200 storage sites and completed on about half that number. Construction has been undertaken on six, which are estimated to cost $284,000, and designed to furnish supplemental supply to 29,000 acres.

Some of the projects investigated have been found infeasible for various reasons. Others are available for construction as soon as financing details can be arranged. Even though by no means all of the sites studied are practicable, I consider this activity highly important to the people of this state and that the work should be carried through to completion. Utah's water supply is a limiting factor in its agricultural development.

COLORADO RIVER

The Colorado River development as affecting Utah is being carefully watched. Completion of Boulder Dam and creation of Mead Lake serve to call attention to the vital concern residents of Utah have in this interstate and international stream.

Utah has no interest nor wish to prevent the orderly development of adjoining states. However, we owe it to ourselves, to our children and to our children's children to see that other states do not illegitimately interfere with the orderly development of Utah. We must be alert to the activities in other states, especially at a period when our own potential resources are not yet ready for development. Strenuous protest, so far effective, has been made in recent years against acquisition of water rights in the Lower Colorado Basin which might establish priorities against the Upper Basin States and against Utah. This watchful attitude will be continued.

Plans for important projects, including transmountain diversions which permit no return flow within the Basin, are imminent. Utah will be a beneficiary of some of these.

One of the most ambitious projects for transmountain use of Colorado river water affecting Utah is that which would divert, from the Green river, water now passing unused through Utah, and would supplement the supply now available in the Bear River Basin in Wyoming, Idaho and Utah. Such a project would admittedly call for large expenditures, but the benefits would be proportionately great. Efforts have been made, and some progress has been attained, in arranging for a detailed survey of such a project. My time and energies are being devoted to accomplish this end.

Other projects which would put Colorado river water to beneficial use in Utah include the Ouray, Currant Creek, Blue Bench and Dixie, located within the Colorado River Basin, and the Duchesne tunnel, part of the Deer Creek project, which would bring water into Utah and Salt Lake Counties.

An act was passed March 14, 1929, creating the Utah-Colorado River Commission to consist of three members appointed by the Governor, with the consent of the Senate. Appointment of these members was made but the act creating the Commission was repealed by the Revised Statutes of Utah, 1933. The terms of all members except one have now expired, and, in reality, there has been no Utah-Colorado River Commission since 1933 or any appointee who has presumed to act officially for it. It has been necessary, therefore, for the Governor to assume the responsibilities formerly carried by his Commission. He has called to his assistance, when necessary, individual members of the Utah Water Storage Commission. However, at several interstate conferences having to do with status of the Utah delegates appointed by the Governor by reason of the

repeal of the act referred to. This condition should be remedied. It might well be done by reenacting the repealed statute or by amending same delegating power to the Utah Water Storage Commission. I respectfully request favorable consideration of a bill to meet this situation.

READJUSTMENTS UNDER IRRIGATION PROJECTS

The Twenty-first Legislature adopted a Joint Memorial which, among other things, requested appointment of a committee to make adjustments with settlers on the Piute, Central Utah and Carbon Water Company irrigation projects, in which state funds had been invested. The resolution suggests that this committee should make appraisals for determining the value and prices at which readjustments might be made and new contracts of purchase and sale entered into with the settlers.

Pursuant to that resolution, I appointed William Peterson, director of Extension Service, Utah State Agricultural College, Ephraim Bergesen, of Cornish, and John M. Knighton, of Gunnison, to serve as this committee. The reports of that committee are available to this legislature for study. Summarizing, I may say that in the case involving the state's equities in the Price River Water Conservation District the Committee proposed a compromise settlement.

Concerning the conclusions of the Committee with regard to the Piute Reservoir and Irrigation Company and the Central Utah Water Company, I have the following recommendation from the State Land Board:

> "In attempting to arrive at a conclusion we are faced with the constitutional provision which forbids us to reduce an obligation owing to the state. We are advised by the Attorney General's office that the only avenue open to escape this rigid mandate of the Constitution is by application of the relief features contained in Senate Bill 99 (Chapter 99, Laws of Utah, 1935) which provides a method whereby property mortgaged to the state may be taken over by the state through deed or foreclosure, which procedure legally extinguishes the obligation and leaves the Land Board free to negotiate disposition of the property on the best terms obtainable.
>
> "The obligation is of such colossal proportions, however, and the recommendations of the Committee for a settlement are so drastic that the Land Board feels it ought not to assume on its own initiative such grave responsibility. We feel, further, that your office, the Fact Finding Committee, as appointed by you, as well as this office, have complied fully with both the spirit and the letter of Senate Joint Memorial No. 1, and that the matter now is in shape to return to the legislature for further action.
>
> "Proceeding on that basis, we have made satisfactory arrangements which are now being carried out, whereby the two companies named will, at their own expense, provide satisfactory evidence of title to the properties by the time the Legislature convenes. It will then be possible to accept title without delay, whereupon the Legislature may direct its further will in the matter."

I urge that, because of the importance of the issues involved, the Legislature gives this problem close study bearing in mind that the reservoir land grant warrants involved in these transactions are held by the State School fund, and any losses to the latter fund the State of Utah is duty bound to restore.

EDUCATION

I share the desire of a great majority of the people of Utah to extend to the youth of the state as adequate educational facilities as resources will permit. The ideal seems to be expressed in a sentence quoted in the report of the State Superintendent of Public Instruction: "Good school buildings, competent teachers and opportunity for any and all to acquire as much education as they desire."

School men, as I know them, have no desire to be set apart as a favored class. They realize the importance of their work in the training of the future citizenry of the state, and they feel at the same time that when the people are so willing to extend themselves to the utmost in behalf of the schools, those same people should not be asked to assume any burden that is beyond their limit.

Valuable suggestions as to desirable legislation affecting the present school problems are found in the report of the State Superintendent which is before you. Among other things he urges consideration of the teachers' retirement fund. This is also advocated by the officers of the Utah Education Association. In principle, at least, the plan received the endorsement of the last Legislature. The 1935 law, as enacted, was found to have been so confused during passage that even its advocates did not urge that it receive executive approval. However, the bill authorized the appointment of a Teachers' Retirement Board, and appropriated $4,000 to finance a study of the whole question. For that reason I approved the measure. The result of the studies made by the Board will be placed before you in due course.

A few years ago the State of Utah launched, on a small scale, a junior college program, and the three institutions concerned, all under the control of the State Board of Education, are now supported almost entirely from the state General Fund and fees paid by students. Throughout the nation, junior colleges in one form or another are taking a steadily growing part in the publicly supported education systems. Experience would seem to indicate that similar trends prevail in this state. In view of the fact, it appears to me significant that several public and semi-public studies which have been made of this problem in Utah, including that just completed by the Investigating Committee, all have reached the conclusion that local, as well as state, support should be accorded to such institutions. In view of the present financial problems faced by the state, I would respectfully urge that steps be taken to adopt a practicable and permanent policy.

STATE ROADS

During the past biennium there was expended on state roads $12,441,354.28, a figure notably in excess of any previous biennium. The greatest single item of expenditure was $7,850,071.43 for construction, with payments therefor in the main from federal funds. Maintenance and special maintenance, all from state funds, was next with $3,186,657.35, and costs for purchase of rights of way from the same source totalled $420,871.45. These items of general repair and upkeep of roads were factors of great importance in the relief of unemployment and were financed without federal assistance.

The Twenty-first Legislature increased the system of state roads by 516 miles to a total of 5,127 miles, those additions consisting of county roads and city streets. This mileage is made up as follows: 1728 miles either oiled or paved, 1427 miles gravelled, 1922 miles dirt road.

The gasoline tax transferred to the state road account totalled $5,432,000 for the biennium and this sum is adequate to finance the operation of the state road commission in so far as matching federal funds, general operation, maintenance and general upkeep are concerned. Out of this fund, however, only a relatively small amount, $529,756.06, has been available for construction purposes including extraordinary repairs.

Utah legislatures in the past have had a wise policy regarding the gasoline tax. Since the tax first came into existence no refunds, exemptions or diversions have been permitted. The policy that all funds accruing to the state highway fund from the gasoline tax should be expended exclusively by the state road commission has also been consistently followed. These policies should be continued.

Motor Transport:

During the biennium, revision of the statutes has materially changed the application and administration of laws relative to motor transport mileage tax with consequent reduction in receipts from this source for highway purposes. Under the law as in force at the beginning of the biennium, the highway fund was credited with $160,607 in 1934 and $237,381 in 1935. It is estimated that not to exceed $70,000 will be credited to the highway fund under the new law. Inasmuch as this law has been unsatisfactory both from an administrative as well as revenue raising standpoint it is my recommendation that it be repealed and that resulting loss in revenue be supplied by proportionate increases in the license fees for the various classes of motor carriers.

Motor Vehicle Registration Fees:

The time has come when cities and counties should be assisted in financing street and road improvements in order further to lessen the drain on funds derived from property tax levies. I therefore recommend that the surplus from motor vehicle registration fees not needed to service existing bonds be appropriated to the State Road Commission annually to be expended under its direction for the construction, maintenance and improvement of county roads and city streets, not included in the state road system as at present constituted.

Operators License:

The cost of administering the law which provides for the licensing of motor vehicle operators and chauffeurs is more than the total proceeds. The activity should be made self-sustaining and therefore I suggest a revision of the fees charged sufficiently to enable the Tax Commission and the Road Commission to administer the law without loss to the state.

LIQUOR CONTROL

The State Liquor Control Act has been in operation for about twenty months. That period has been a testing time. It was perhaps to be expected that there would be need for amendments to improve and make workable the provisions of the Act.

I am advised that the state store plan under the act has been found in general to be effective and possible of administration and enforcement.

However, the provisions governing the control of the retail sale of beer should be liberalized, chiefly by providing for the issuance of a larger number of licenses. In line with what I believe to be popular sentiment on this question, I recommend that action be taken to make this part of the law meet reasonable demands of the public. A number of other suggested changes will be presented for your consideration. The Committee on Investigation of State Government has given much attention to this subject and the Liquor Commission itself has had a background of experience in dealing with the whole question of liquor control. Their combined judgment should materially assist in the task of preparing and presenting a bill or bills designed to meet the requirements in the tremenlous undertaking of controlling the liquor traffic.

In considering amendments to the Liquor Control Act, it would be prudent to remember the words of President Roosevelt in his Proclamation announcing the ratification of the Twenty-first Amendment. He said:

"I ask especially that no state shall by law or otherwise, authorize the return of the saloon in its old form or in some modern guise."

BANKING

The State Banking Department presents request for a number of amendments of the banking and building and loan association laws of the state designed to conform our statutes to the requirements of federal laws. These proposed amendments will be submitted to you in due course and should have your favorable consideration.

The necessity is pointed out for a change in the statute which now requires the payment by depository banks of a minimum interest rate of one per cent on public funds. The reason for the required change is that if the minimum rate is allowed to remain as now provided, our statute, after August 23, 1937, will be in conflict with the Federal Banking Act of 1935. It seems necessary that the state forego this interest charge in order that state funds may be legally accepted by qualified depositories. I recommend favorable action.

FISH AND GAME

The Fish and Game Department continues to be self-supporting and has operated within its income It has made important advancement in permanent improvements and in the acquisition of lands and water from private interests that are now used for public benefit. This has been achieved through funds of the department used in cooperation with a much larger amount of money acquired from the different branches of the Federal Relief Administration.

The streams and lakes of the state are well stocked and hunting, in all forms, during the past year has surpassed any previous year.

You will be asked to consider legislation which will have for its purpose the working out of better cooperation between the sporting public and agricultural interests. Proper control of the fur resources of this state will also be presented for your consideration.

PROBATION

In 1923 the state enacted a law permitting the criminal courts, in lieu of imposing prison sentence to place persons convicted of crime on probation. Machinery is yet to be provided through which the courts might

ascertain whether the person found guilty is fit for probation, or by which the offender may be under supervision during his attempted rehabilitation. The law therefore is practically inoperative and our prisons and jails have received many young and first offenders, for whom probation would have been more appropriate treatment.

I direct your attention to the need of extending our correctional program for handling crime to include the field of probation. A measure will be presented to you on this subject and I respectfully suggest it be given due attention.

INTERSTATE CRIMINAL LAW

In these days of speedy and convenient transportation facilities, state lines are proving no barrier to the criminal. Several of the states through a commission organized under the auspices of the Council of State Governments, have organized an Interstate Commission on Crime which has prepared legislation designed to facilitate the pursuit of criminals over state boundaries without unduly affecting the rights of law-abiding citizens. The Attorney General has been in close touch with the proceedings of the Interstate Commission and recommends for your consideration uniform measures on Fresh Pursuit of Criminals, Attendance of Out-of-State Witnesses and Interstate Extradition.

The purposes of these measures appear to me to be entirely worth while.

BUILDING PROJECTS

Two building projects have of late been much in the public eye. One proposes the removal of the State Prison outside the boundaries of Salt Lake City, and the other the erection of a hospital especially adapted for the treatment of tuberculosis patients. To the latter has been added the proposal that the purposes of the hospital be enlarged to provide for those afflicted with silicosis.

The State Planning Board assembled data which had accumulated during the past several years and submitted a report discussing the suggested prison removal. Subsequently I asked the State Building Commission to make such arrangements as it could for the preparation of an estimate of the approximate cost of erecting a prison plant suited to the needs of this state. In the meantime the federal government, by Presidential order, had organized the Prison Industries Reorganization Administration. Experts from that Administration have acquainted themselves with conditions in this state. I shall have available for distribution among your membership in the near future copies of a preliminary statement issued by the Administration and covering the Utah problem. I hope to be able before the close of this session to submit to you a more complete report from the Administration and possibly fairly accurate estimates as to the cost of removal. You will then be able to decide more definitely on how such an undertaking might be financed by the state.

The State Building Commission was asked to prepare an estimate of the cost of a hospital for tubercular patients, and its architect reported that for an institution of 100-bed capacity with proper equipment and adequate plant the cost would be in the neighborhood of $750,000. This sum was far in excess of any estimate previously called to my attention.

An application has been prepared to be submitted to the Public Works Administration asking federal aid under a grant agreement to finance such an institution. It was distinctly understood that the State of Utah would not be bound by such application unless state legislative approval were given to the project. Your approval is necessary not only because of the size of the undertaking, but also because the establishment of such an institution by the state would involve a perpetual obligation for its maintenance.

AVIATION

Several tragedies of the air, in recent months, one occurring in this state, and as yet unsolved, have served to call attention of state and nation to the general subject of aviation legislation. Primarily, perhaps, this is a national problem, since the speedy airplane has no regard for state boundaries, and the Federal Constitution gives control of interstate commerce to Congress. However, friends of aviation are convinced that the states may do much to aid in the development of this infant industry, as well as in its control in behalf of the welfare of employees, patrons and the general public. Utah on account of its geographical position and for other reasons is destined to take an important part in the air comerce of the nation. Whatever this state may legitimately do to aid in the promotion of efficiency and safety of this convenient and rapid form of transportation it shoudld do. I therefore called upon the services of a group of air-minded citizens to make a survey of this situation and prepare for your attention bills designed to bring Utah laws into line with the most advanced thought on this subject. The report of this committee will be presented to you. I recommend it for your careful consideration.

FAIRS

Utah has been invited to join in two World's Fairs in 1939. Formal invitation comes from Governor Lehmann suggesting that this state participate in the New York World Fair. An accredited representative of the Golden Gate Exposition recently presented a request that Utah make an appropriation for a suitable exhibit housed in its own building. If anything is to be done in such matters, it will be necessary for the present Legislature to make financial provision.

Utah agencies are proposing an adequate observance in 1947 of the centennial anniversary of the arrival in this valley of the first permanent white settlers of Utah. It is urged that this might properly take the form of a World's Fair in this State ten years from now. The extent to which the State might participate in such a patriotic undertaking again brings forward a question involving the financial resources you may find available.

The purpose behind this proposal is certainly a worthy one. As a native son of Utah, I give hearty approval to the plan properly to observe and celebrate the event that played such an important part in the winning of the West. I suggest the appointment under Legislative sanction of a committee to make preliminary investigation and report prior to the next Legislative session.

TRADE PRACTICES

Between the producer and the consumer of commodities lies the vast area designated as commerce which, in turn is divided into the fields of

manufacture and distribution. Much has been said about the middleman. Still there is general appreciation of the fact that his services are valuable and, under modern conditions, indispensable. Experience has shown, however that control and regulation of trade and commerce are to some extent advisable, a fact which those engaged in trade occupations are among the first to recognize. Like the nation and other states, Utah has had statutes on such subjects many years. New legislation is invited and urged by representatives of groups said to aggregate 90 per cent or more of the operators of retail and wholesale establishments in Utah. The objectives sought are the prohibition of the sale of merchandise below cost, adequately defined; prohibition of rebate practices in any of their varied forms, and the assurance to manufacturers of the right to establish minimum resale prices on merchandise sold under their own name or brands.

If only because the welfare of the 22,000 employees of merchandising establishments in Utah are at stake, I should have no hesitancy in calling such proposals to your attention. But producer, consumer, labor and the general public are all to be benefitted by the reduction or elimination of unfair trade practices, and their interests warrant me in asking your careful attention to the drafts of bills to be submitted for your consideration.

Two observations here seem pertinent: First, Chapter 76, Laws of Utah, 1935, extended the provisions of Chapter 21, Laws of Utah, 1933, Second Special Session, relating to codes of fair competition in industry and commerce and provided for cooperation with the federal government under terms of the National Industrial Recovery Act. The 1935 Act fixed June 14, 1937, as the date of its termination. Again the program of the national Congress on this subject appears at present to be in a formative stage. It is important that action be taken by this Legislature; but to be effective it should be in as full accord as possible with the national policy on trade regulation.

AGRICULTURE

I am pleased to be able to report a very much more hopeful and encouraging outlook for agriculture in Utah than has been possible to present during the past four years. The State Commissioner of Agriculture informs me that the value of Utah farm crops and livestock has advanced from a total of $37,000,000 in 1932 to approximately $57,000,000 in 1936. The Commissioner says: "The livestock industry in the State of Utah has now practically recovered from the depression; in fact it would be considered in a prosperous condition. The best students of the livestock situation in Utah claim that we are in a more stable condition, both from the point of feed range and price than we have been for the past fifteen or twenty years. * * The agriculturist of the State of Utah is not depressed nor unhopeful at the present time. He is expecting that recovery that has begun will continue. This hopeful attitude is bringing renewed activity in practically every line of agriculture in the State of Utah."

The interest of the federal government in the cause of the farmer has been evidenced by the steps taken to stabilize the industry, and to restore it to a self-sustaining basis. The Soil Conservation and Domestic Allotment Act requires that, if the states desire to have its beneficial measures retained, they must themselves undertake to adminster it after January 1, 1938.

However, leaders of organized agriculture are sponsoring a movement to urge Congress to amend the Act so as to make the effective date July 1, 1940. Should Congress agree to this proposal, it is probable that no state action at this session will be necessary. Otherwise appropriate legislation should be enacted by you to place the administration of the program in Utah in harmony with the federal program.

MINING

Although metal mining operations in Utah are not yet at normal, mine employment, wages and production have increased substantially in the last biennium, especially in the last year. Several important properties and plants which were compelled to suspend operations in the depression have reopened and my information is that production and employment in this industry are now approximately seventy per cent of normal and wages are at the all-time high level of the state. Wages were restored to the 1928 level on June 1, 1935, and recently were further increased so that mine employees are now receiving approximately the same wages as in 1929. Metal values, with the exception of gold and silver prices, are still substantially lower than in 1929.

The state's most important non-ferrous metal operations are in copper, lead and zinc, which find their markets in the so-called heavy industries and are not yet in full demand.

It is a satisfaction to note the recent increased world demand for these metals with the consequent upward trend in prices, and the prompt response of the Utah metal mines in increasing their production, development and improvements, all of which are creating much additional employment and thus adding to the general recovery of the state.

Coal mining is feeling the impetus of enlarged demand, and at present the mines are under full operation. In consequence the communities that depend largely upon coal production for a livelihood are more prosperous than they have been for some time past. This industry is very important to the state because of the employment it gives, and also because of the wide market found for Utah coal throughout the western states. The transportation industry is correspondingly benefitted by this increasing demand.

The state administration is definitely committed to the fullest development of the natural resources of the state with the purpose of giving profitable employment to the greatest possible number of people. While metal mining is highly important because of the large payrolls it furnishes, the state nevertheless loses heavily in employment and therefore in the wealth derived from this industry, because Utah metals are sent outside the state for refining and processing. What is needed is that our own ores be converted within our own borders into form for ultimate use. Investigation of steps necessary to bring this about is a matter properly to be considered by the State Planning Board and by other agencies. Such investigations scientifically pursued should result in more complete utilization of metal resources for the benefit of the state.

MANUFACTURING

Carefully compiled statistics that have been furnished at my request by the Utah Manufacturers Association show that the low point for manufacturing in the State of Utah was reached in 1933 when the number of manufacturing establishments reporting was 440, employing 10,213

people with annual wages of $9,298,801. The value of manufactured goods that year was $80,967,695, while the cost of materials, supplies, fuel, etc. was $49,363,109. These figures for 1933 are the latest available from government sources. However, an estimate compiled by the association indicates that the year 1936 had shown a very satisfactory improvement over 1933. It is estimated that during the past year 13,890 people have been employed as an average for the year, with wages amounting to $14,134,178. The value of products is given at $134,406,373 and cost of materials, supplies, etc., was $100,000,000.

It will be seen that this shows a gain of 36 per cent in employment in 1936 over 1933 and brings the number employed to within 2,000 of the maximum of 15,601 that were on the payrolls in 1929, the banner year in Utah manufacturing. According to this estimate there has been an increase of 52 per cent in total wages in 1936 over 1933, with 66 per cent increase in sales.

It is claimed that one person employed in manufacturing calls for the employment of two people in other related activities, so if Utah manufacturing could regain the employment record of 15,601 in 1929, it would mean more than 1,200 new employees directly engaged and 2,400 indirectly employed. The relief load would be materially lowered if this happy condition could be brought about. One cannot refrain from suggesting again the wisdom of all the people purchasing homemade goods. The application of this principle of encouraging home industry would assist materially in making the state prosperous with resultant benefit to everyone. It is pleasing to note that manufacturers themselves consider prospects for 1937 are good.

CONCLUSION

There are many other matters important enough to bring to your attention but it is impossible to get them all into a message of reasonable length. A good understanding of state activities can be obtained by a study of the various reports of state departments, committees, boards, commissions and institutions, which are available for your perusal and information. These documents have in general been well and thoughtfully prepared and they reflect the activities and disclose the purposes of those in charge of the various departments of state government who during the past biennium have been endeavoring to fulfill their obligations to the public they serve. Many recommendations are made for legislative action designed to facilitate administrative functions. Such recommendations will be found worthy of your consideration.

Ladies and gentlemen, I must not close this message without assuring you of my personal good will. We have important business ahead, requiring our united efforts in behalf of the state and its citizenry. The facilities of my office are available to you, and cordial invitation is extended to consult me freely. You may count on my full cooperation.

The Joint Committee then escorted the Governor to his office.

The President declared the Joint Convention dissolved.

The Senate reconvened at 4:45 P. M.

REPORT OF SPECIAL COMMITTEE

January 11, 1937.

Mr. President:

We, your committee on Senate Rules, beg leave to report as follows:

We recommend that Rule No. 75 be amended to read as follows:

The following standing committees shall be appointed by the President of the Senate:

1. Agriculture and Irrigation, 7 members.
2. Appropriations and Claims, 7 members.
3. Banking and Commerce, 7 members.
4. Education, 7 members.
5. Fish and Game, 7 members.
6. Health and Labor, 5 members.
7. Highways, 7 members.
8. Judiciary, 7 members.
9. Mining and Smelting, 5 members.
10. Public Institution, 7 members.
11. Revenue and Taxation, 7 members.
12. Revision and Enrolling, 3 members.
13. Rules and Contingent Expenses, 3 members.
14. Social Relations and Relief, 7 members.
15. State and Municipal Affairs, 7 members.

If any Senator appointed to any committee shall fail, without giving notice of the reason thereof, to attend three consecutive meetings of any committee of which he is a member, his membership shall be automatically cancelled in such committee and the President of the Senate, shall when so notified by the chairman of the committee, appoint another Senator to fill the vacancy in any such committee.

We recommend that Rule No. 84 read, "ten typewritten copies of every bill, resolution or memorial shall be furnished the Secretary by the Senator introducing the same before the bill shall be accepted by the Secretary for introduction."

Respectfully submitted,

D. W. PARRATT,
Chairman.

Report tabled for further consideration.

The President appointed Senators Parratt, Billings and Snow to act as temporary members on the Committee of Revision and Enrolling.

The Senate accepted the invitation of Senator Huggins to visit the institutions and livestock show at the City of Ogden on Thursday, January 14, 1937.

INTRODUCTION OF BILLS

S. B. No. 1 By Mr. Maw and Mr. Royle

AN ACT REPEALING CHAPTERS THREE AND FOUR OF TITLE 25, REVISED STATUTES OF UTAH, 1933, RELATING TO PRIMARY ELECTIONS AND NOMINATIONS OF CANDIDATES FOR PUBLIC OFFICE; PROVIDING FOR NOMINATIONS BY A SYSTEM OF DIRECT AND RUN OFF PRIMARIES, DEFINING TERMS, OUTLINING PROCEDURE FOR NOMINATING OFFICERS, OUTLINING PROCEDURE AND CONDUCT OF PRIMARY ELECTIONS; PROVIDING FOR CHALLENGING OF CANDIDATES, DEFINING RIGHTS OF CANDIDATES, PROVIDING FOR THE FILING FEES AND PROVIDING FOR DISTRIBUTION THEREOF, PROVIDING FOR DEFRAYING COSTS OF PRIMARIES, DESCRIBING BALLOTS, SELECTION OF OFFICERS OF ELECTION, OUTLINING PROCEDURE FOR VOTING, COUNTING AND RECORDING BALLOTS, CANVASSING VOTES, RECOUNTING OF BALLOTS; PROVIDING FOR COUNTY AND STATE ORGANIZATION OF POLITICAL PARTY, FOR PARTY CONVENTIONS, FOR THE ELECTION OF DELEGATES TO PARTY, COUNTY, AND STATE CONVENTIONS, OUTLINING POWERS OF PARTY, COUNTY, AND STATE COMMITTEES, PROVIDING FOR FILLING OF VACANCIES, CORRECTING OF ERRORS ON BALLOTS, AND FILLING VACANCIES; OUTLINING PROCEDURE FOR SETTLING CONTESTS, PROVIDING FOR NOMINATION OF INDEPENDENT CANDIDATES, PROVIDING FOR SELECTION OF PRESIDENTIAL ELECTORS, PROVIDING PENALTIES FOR VIOLATION OF THE ACT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 2 By Mr. Maw

AN ACT CREATING A DIVISION IN THE STATE DEPARTMENT OF PUBLIC WELFARE TO BE KNOWN AS THE DIVISION OF OLD AGE PENSIONS, STATING A DECLARATION OF POLICY, DEFINING TERMS, DEFINING THE DUTIES AND POWERS OF THE DIVISION, PROVIDING FOR APPOINTMENT OF A CHIEF OF THE DIVISION AND FOR THE CREATION OF COUNTY ADVISORY BOARD, DEFINING ADDITIONAL DUTIES OF THE STATE BOARD OF PUBLIC WELFARE SETTING UP ELIGIBILTY REQUIREMENTS FOR PENSIONS, LIMITING THE AMOUNT TO BE PAID AS PENSIONS, DEFINING HOW APPLICATIONS SHALL BE MADE, RESTRICTING THE FIELD FOR INVESTIGATION TO APPLICANT'S INCOME, DEFINING HOW AMOUNT OF PENSION SHALL BE DETERMINED, PROVIDING FOR APPEAL TO STATE BOARD OF PUBLIC WELFARE, PROVIDING FOR PERIODIC RECONSIDERATION OF AMOUNTS OF PENSIONS, PROVIDING

THAT STATE BE NOT REIMBURSED FOR PENSIONS TO RECIPIENT, FORBIDDING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING APPLICATION AND INCOME RECORDS OF APPLICANTS CONFIDENTIAL, MAKING FRAUDULENT ACTS A MISDEMEANOR, SETTING UP LIMITATIONS OF ACT, PROVIDING FOR SUSPENSIONS OF PAYMENTS DURING INVESTIGATIONS AND CREATION OF OLD AGE PENSION FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 3 By Mr. Maw

AN ACT IMPOSING AN EXCISE TAX ON ALCOHOLIC BEVERAGES, STATING THE AMOUNT OF SAID TAX, PROVIDE FOR FIXING OF REVENUE STAMPS ON BOTTLES OR CONTAINER, PROVIDING FOR THE SALE AND CANCELLATION OF SAID STAMPS, AND THE KEEPING OF RECORDS OF SALE OF STAMPS, PROVIDING THAT THE REVENUES FROM SALE OF STAMPS SHALL BE TURNED INTO THE OLD AGE PENSION FUND, PLACING THE RESPONSIBILITY FOR PLACING STAMPS ON BOTTLES AND CONTAINERS WITH THE LIQUOR CONTROL COMMISSION, MAKING VIOLATION A MISDEMEANOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 4 By Mr. Maw

AN ACT AMENDING SECTION 21, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 92, LAWS OF UTAH, 1935, RELATING TO THE DISPOSITION OF REVENUE DERIVED FROM THE TAX IMPOSED ON CERTAIN SALES, AND MAKING UP DEFICIENCIES IN CERTAIN DISTRICT SCHOOL AND EQUALIZATION FUNDS AND PROVIDING THAT A PORTION OF THE REVENUE FROM THE TAX IMPOSED UPON CERTAIN SALES BE APPROPRIATED TO THE OLD AGE PENSION FUND, was read the first time and referred to the Committee on Revision and enrolling.

S. B. No. 5 By Mr. Maw

AN ACT TO AMEND SECTION 42-4-2; and SECTION 42-4-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 33, LAWS OF UTAH, 1933, RELATING TO FIREMEN'S PENSION FUND; PROVIDING FOR DISTRIBUTION OF PART OF MONEYS ASSESSED AND COLLECTED FROM FIRE INSURANCE AND LIFE INSURANCE COMPANIES AND FOR ASSESSMENT OF SALARIES OF FIREMEN; LIMITING THE SIZE OF THE FIREMEN'S PENSION FUND, AND PROVIDING A SCHEDULE FOR PENSIONS FOR PARTIAL DISABILITY, AND PROVIDING FOR KEEP-

ING RECORDS OF INJURIES AND OUTLINING PROCEDURE FOR DETERMINING DEGREE OF DISABILITY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 6 By Mr. Lindstrom

AN ACT CREATING AN EASTERN BRANCH OF THE UNIVERSITY OF UTAH AT PRICE, PLACING THE SAME UNDER MANAGEMENT AND CONTROL OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH, LIMITING THE COURSE OF STUDY, AND PRESCRIBING ENTRANCE REQUIREMENTS THEREIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 7 By Mr. Nelson

AN ACT AMENDING SECTION 25-1-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 18, SESSION LAWS OF UTAH, 1933, RELATING TO THE FILLING OF VACANCIES IN THE LEGISLATURE OF THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 8 By Mr. Nelson

AN ACT REPEALING SECTION 87-6-1, (1), (5), (7), OF CHAPTER 6, TITLE 87; SECTIONS 87-8-3, 87-8-4, 87-8-11, 87-8-13, OF CHAPTER 8, TITLE 87; SECTION 19-15-1 SUBDIVISIONS 1, 2, 3 OF CHAPTER 15, TITLE 19, RELATING TO THE OFFICES OF THE ATTORNEY GENERAL, DISTRICT ATTORNEYS AND COUNTY ATTORNEYS; REVISED STATUTES OF UTAH, 1933, AND ENACTING NEW SECTIONS KNOWN AS SECTIONS 87-6-1, (1), (a), (b); 87-8-4, 87-8-11 (1), (2), (3); 87-8-13, REVISED STATUTES OF UTAH, 1933, CREATING A DEPARTMENT OF JUSTICE, DESIGNATING WHO SHALL BE MEMBERS THEREOF, AND DEFINING THEIR POWERS AND DUTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 9 By Mr. Maw

AN ACT REPEALING SECTION 36-2-1, REVISED STATUTES OF UTAH, 1933, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 36-2-1, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR CHANGE OF NAME FROM STATE ROAD COMMISSION TO STATE HIGHWAY BOARD AND PROVIDING FOR THE MEMBERSHIP, APPOINTMENT, TERM OF OFFICE AND SALARY OF MEMBERS OF THE STATE HIGHWAY BOARD; AND TERMINATING THE TERMS OF OFFICE OF THE PRESENT STATE ROAD COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

COMMUNICATION FROM THE HOUSE

January 12, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed Mr. Spence, Mr. Peterson and Mr. Lundell to meet with a like committee from the Senate to prepare a resolution fixing the compensation of legislative employees.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Parratt the Senate adjourned.

THIRD DAY

January 13, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the Chair.

Roll Call—All Senators present except Senators Griffin and Huggins, excused.

Prayer by the Chaplain.

January 13, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the second day and find it correct with minor amendments noted on the final copy.

Respectfully,

ALONZO F. HOPKIN,
CONRAD FRISCHKNECHT.

Report adopted and filed.

REPORTS OF STANDING COMMITTEE

January 13, 1937.

Mr. President:

Your Comittee on Revision and Enrolling reports back *S. B. No. 1* by Mr. Maw and Mr. Royle, with a few minor changes assented to by the authors, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 1 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 2* by Mr. Maw, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 2 was ordered printed and referred to the Committee on Social Relations and Relief.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 3* by Mr. Maw, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 3 was ordered printed and referred to the Committee on Revenue and Taxation.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 4* by Mr. Maw, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 4 was ordered printed and referred to the Committee on Revenue and Taxation.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 5* by Mr. Maw, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 5 was ordered printed and referred to the Committee on Banking and Commerce.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 6* by Mr. Lindstrom, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 6 was ordered printed and referred to the Committee on Public Institutions.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 7* by Mr. Nelson, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 7 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 8* by Mr. Nelson, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 8 was ordered printed and referred to the Committee on Judiciary.

January 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 9* by Mr. Maw, with a few minor changes assented to by the author, and recommends that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 9 was ordered printed and referred to the Committee on Highways.

INTRODUCTION OF BILLS

S. B. No. 10 By Mr. Holbrook

AN ACT REPEALING SECTION 80-10-26 AND SECTION 80-10-27, REVISED STATUTES OF UTAH, 1933, RELATING TO THE AUTHORITY OF THE BOARD OF COUNTY COMMISSIONERS TO EXTEND THE TIME WHEN TAXES SHALL BECOME DELINQUENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 11 By Mr. Nelson

AN ACT ESTABLISHING THE DEPARTMENT OF THE UTAH STATE POLICE, MAKING THE STATE POLICE PEACE OFFICERS, DEFINING THEIR POWERS AND DUTIES, PROVIDING FOR THEIR QUALIFICATION, APPOINTMENT AND DISMISSAL; PROVIDING FOR THE TRANSFER OF THE STATE HIGHWAY TRAFFIC AND POLICE PATROL OF THE UTAH STATE ROAD COMMISSION, THE STATE BUREAU OF CRIMINAL IDENTIFICATION, INVESTIGATION, AND THE LAW ENFORCEMENT EMPLOYEES OF THE STATE LIQUOR CONTROL COMMISSION AND THE FISH AND GAME DEPARTMENT TO THE UTAH STATE POLICE; CREATING A CIVIL SERVICE COMMISSION, DEFINING THEIR POWERS AND DUTIES, AND MAKING AN APPROPRIATION FOR PAYMENT OF THE DEPARTMENT, AND REPEALING ALL ACTS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 12 By Mr. Holbrook

AN ACT PROVIDING FOR THE CREATION OF A LEGISLATIVE REFERENCE BUREAU, PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE BUREAU, FIXING HIS SALARY AND TERM OF OFFICE, PROVIDING FOR THE BUREAU'S OPERATION, FUNCTIONS, AND MAINTENANCE, PERMITTING THE APPOINTMENT OF THE DIRECTOR OF THE BUREAU BY THE SUPREME COURT AS THE REPORTER OF ITS DECISIONS, FIXING THE SALARY OF THE REPORTER AND AMENDING SECTIONS 20-2-14 and 87-1-2, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 13 By Mr. Billings

AN ACT AMENDING SECTION 1 OF CHAPTER 77, LAWS OF UTAH, 1935, RELATING TO THE PARTICIPATION BY CERTAIN

CORPORATIONS IN THE PROVISIONS OF THE NATIONAL HOUSING ACT; AND MAKING MORTGAGES INSURED AND DEBENTURES ISSUED BY THE FEDERAL HOUSING ADMINISTRATOR ELIGIBLE FOR DEPOSIT PURPOSES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 14 By Mr. Grover

AN ACT AMENDING SECTIONS 85-4-2, 85-4-3 and 85-4-5, REVISED STATUTES OF UTAH, 1933, RELATING TO THE STATE FAIR ASSOCIATION; PROVIDING THAT THE DIRECTORS SHALL BE APPOINTED BY THE GOVERNOR, FIXING THEIR TERM OF OFFICE AND THE SALARY OF THE EXECUTIVE SECRETARY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 15 By Mr. Grover

AN ACT AMENDING SECTION 90-0-3 OF THE REVISED STATUTES OF UTAH, 1933, AND PROVIDING THAT THE GOVERNOR SHALL NOMINATE AND BY AND WITH THE ADVICE AND CONSENT OF THE SENATE APPOINT THE EXECUTIVE SECRETARY OF THE BOARD OF SUPPLIES AND PURCHASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 16 By Mr. Nelson

AN ACT EXTENDING THE TIME FOR USE OF MOTOR VEHICLES, TRAILERS, AND SEMI-TRAILERS UNDER 1936 REGISTRATIONS, was read the first time.

S. B. No. 17 By Mr. Hopkin and Mr. Holmes

AN ACT PERTAINING TO AGRICULTURE, RELATING TO LIVESTOCK, CONCERNING THE DISTRIBUTION OF TAYLOR GRAZING FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 18 By Mr. Huggins and Mr. Royle

AN ACT TO PROMOTE THE SAFETY OF EMPLOYEES AND TRAVELERS UPON RAILROADS BY COMPELLING COMMON CARRIERS BY RAILROAD TO LIMIT THE LENGTH OF TRAINS AND PRESCRIBING A PENALTY FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

PRESENTATION OF RESOLUTION

S. J. R. No. 1 By Mr. Holbrook

A JOINT RESOLUTION RELATING TO WORLD'S FAIRS AND TO A UTAH TRAIL CENTENNIAL EXPOSITION IN THE YEAR 1947, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Holbrook all rules to the contrary were suspended and *S. B. No. 16* was read the second and third times and placed on its final passage.

S. B. No. 16 failed to pass on the following roll call:

Yeas, 7: Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Lindstrom, Lund, Nelson, Mr. President.

Those voting in the negative were: Senators Farr, Frischknecht, Holbrook, Holmes, Hopkin, Lamoreaux, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner.

Absent and not voting: Senators Griffin, Huggins.

Senator Holbrook moved that the Committee report on Senate Rules be taken from the table and that it be now considered by the Senate.

Motion carried.

On motion of Senator Parratt the report was adopted.

Senator Snow moved to amend the report by increasing the personnel of the Committee on Revenue and Taxation to 12 members.

Senator Holbrook moved to amend the motion to amend to read 10 members instead of 12.

Motion as amended carried.

INTRODUCTION OF BILL

S. B. No. 19 By Mr. Royle

AN ACT MAKING IT THE DUTY OF EMPLOYERS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES FOR THE BENEFIT OF LABOR ORGANIZATIONS, AND PROVIDING A PENALTY FOR THE BREACH OF SUCH DUTY, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Lamoreaux moved to reconsider the vote by which *S. B. No. 16* failed of passage.

Motion carried.

RECONSIDERATION OF S. B. No. 16

Senator Parratt moved that *S. B. No. 16* be referred to the Committee on Revision and Enrolling, that the rules be suspended and that the bill be printed.

Motion carried.

On motion of Senator Baker *S. B. No. 16* was made a special order of business for Friday, January 15th, at 2:30 p. m.

On motion of Senator Lindstrom the Senate adjourned until Friday, January 15th, at 2:00 p. m.

FIFTH DAY

January 15, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present, except Senator Griffin, excused.

Prayer by the Chaplain.

January 15, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the third day and find it correct with minor amendments noted on the final copy.

Respectfully,

ALONZO F. HOPKIN,
CONRAD FRISCHKNECHT.

Report adopted and filed.

The President appointed Senators Baker and Lund to revise the Journal for the week beginning January 18, 1937.

REPORTS OF STANDING COMMITTEE

January 14, 1937.

Mr. President:

We, your committee on Revision and Enrolling, report back *S. B. No. 10* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 10 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 11* by Mr. Nelson, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 11 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 12* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 12 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 13* by Mr. Billings, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 13 was ordered printed and referred to the Committee on Banking and Commerce.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 14* by Mr. Grover, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 14 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 15* by Mr. Grover, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 15 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 15, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 16* by Mr. Nelson, with a few minor changes assented to by the author, and recommend that the bill be printed.

In accordance with instructions of January 13, this bill has been printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 17* by Mr. Hopkin and Mr. Holmes, with a few minor changes assented to by the authors, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 17 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 18* by Mr. Huggins and Mr. Royle, with a few minor changes assented to by the authors, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 18 was ordered printed and referred to the Committee on Health and Labor.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 19* by Mr. Royle, with a few minor changes assented to by the author, and recommend that the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 19 was ordered printed and referred to the Committee on Health and Labor.

January 14, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. J. R. No. 1* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend that the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 1 was ordered printed and referred to the Committee on State and Municipal Affairs.

COMMUNICATION FROM THE HOUSE

January 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House this day adopted the Joint Committee report with the following amendments:

Rule 13 was deleted and rule No. 14 in the word "recommitted" the letters "re" were deleted. The last paragraph of the committee report was also stricken.

Respectfully,

J .WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Parratt the Senate concurred in the House amendments.

Senator Parratt moved that the personnel of the Appropriations and Claims Committee be 11 instead of 7.

Motion carried.

STANDING COMMITTEES OF THE SENATE

The following Standing Committees were appointed by President Maw:

AGRICULTURE AND IRRIGATION

Hopkin, Billings, Holbrook, Holmes Nelson, Stevens, Tanner.

APPROPRIATIONS AND CLAIMS

Holbrook, Baker, Frischknecht, Grover, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow.

BANKING AND COMMERCE

Stewart, Billings, Griffins, Huggins, Lamoreaux, Stevens, Utah County.

EDUCATION

Baker, Hopkin, Lamoreaux, Lund, Parratt, Snow, Stewart.

FISH AND GAME

Farr, Billings, Holmes, Hopkin, Nelson, Peterson, Stevens.

HEALTH AND LABOR

Royle, Grover, Huggins, Lindstrom, Lund.

STATE AND MUNICIPAL AFFAIRS

Nelson, Farr, Frischknecht, Lindstrom, Lamoreaux, Stewart, Utah County.

HIGHWAYS

Stevens, Billings, Farr, Frischknecht, Holmes, Peterson, Tanner.

JUDICIARY

Huggins, Baker, Griffin, Holbrook, Nelson, Stewart, Tanner.

MINING AND SMELTING

Lamoreaux, Holbrook, Lindstrom, Stewart, Peterson.

PUBLIC INSTITUTIONS

Lindstrom, Baker, Griffin, Peterson, Royle, Tanner, Utah County.

REVENUE AND TAXATION

Frischknecht, Baker, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Royle, Snow.

REVISION AND ENROLLING

Parratt, Billings, Snow.

CONTINGENT AND EXPENSE

Grover, Griffin, Lund.

SOCIAL RELATIONS AND RELIEF

Lund, Frischknecht, Grover, Holmes, Parratt, Snow, Utah County.

INTRODUCTION OF BILLS

S. B. No. 20 By Mr. Lindstrom

AN ACT IMPOSING A LICENSE TAX UPON GAS CORPORATIONS, FIRMS, INDIVIDUALS, PARTNERSHIPS, ASSOCIATIONS, AND OTHER ORGANZATIONS ENGAGING IN THE SELLING AND DISTRIBUTING OF NATURAL GAS FOR LIGHTING, HEATING

AND POWER PRODUCTION PURPOSES IN THE STATE OF UTAH, IN AN AMOUNT OF FOUR CENTS PER THOUSAND CUBIC FEET ON ALL SUCH GAS SOLD OR DELIVERED FOR USE IN THIS STATE; PROVIDING FOR THE COLLECTION AND ALLOCATION OF SAID TAX; REQUIRING REPORTS FROM GAS CORPORATIONS, FIRMS, INDIVIDUALS, PARTNERSHIPS, ASSOCIATIONS OR OTHER ORGANIZATIONS ENGAGED IN THE BUSINESS OF THE SELLING OR DELIVERING FOR USE OF NATURAL GAS FOR LIGHTING, HEATING, AND POWER PURPOSES TO BE FURNISHED THE STATE TAX COMMISSION; PRESCRIBING PENALTIES FOR VIOLATION OF THE ACT; APPROPRIATION FOR CARRYING OUT PROVISIONS OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 21 By Mr. Lindstrom

AN ACT PROVIDING FOR THE REGULATION OF GAS CORPORATIONS DOING BUSINESS IN THIS STATE; MAKING IT UNLAWFUL FOR SUCH CORPORATIONS TO MAKE ALLOWANCES, DEDUCTONS OR PRICE ADJUSTMENTS TO ONE CLASS OF CONSUMERS OF GAS WHEN SUCH ALLOWANCES, DEDUCTIONS AND PRICE ADJUSTMENTS ARE NOT GIVEN ALL OTHER CUSTOMERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 22 By Mr. Lamoreaux

AN ACT APPROPRIATING $600 TO JOSEPH WEIDNER, CHAIRMAN OF THE GERMAN-AMERICAN CITIZENS' LEAGUE OF UTAH, FOR PAYMENT OF DEBTS INCURRED IN THE ERECTION OF A MONUMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 23 By Mr. Lamoreaux

AN ACT REQUIRING PHYSICIANS WHO MAKE INDUSTRIAL EXAMINATIONS OF EMPLOYEES TO FILE COPIES OF THEIR FINDINGS WITH EMPLOYERS AND INDUSTRIAL COMMISSIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 24 By Mr. Lamoreaux

AN ACT TO AMEND CHAPTER 84, LAWS OF UTAH, 1933, RELATING TO KIDNAPPING AND PROVIDING PUNISHMENT THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 25 By Mr. Lamoreaux

AN ACT PROVIDING THAT SHERIFFS, CHIEF OF POLICE, TOWN MARSHALS, OFFICERS OF THE HIGHWAY PATROL OR OTHER PEACE OFFICERS, SHALL NOT DEPUTIZE THE EMPLOYEES OF A PRIVATE EMPLOYER WHEN A STRIKE, LOCKOUT, OR LABOR DISPUTE EXISTS DIRECTLY CONCERNING SUCH EMPLOYER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 26 By Mr. Stevens

AN ACT TO REDUCE THE ANNUAL LICENSE FEE FOR THE SALE OF CIGARETTES, CIGARETTE PAPERS AND OLEOMARGARINE, AND TO ELIMINATE REQUIREMENT OF POSTING A BOND IN CERTAIN CASES, AND TO AMEND SECTIONS 93-1-2 AND 93-1-3, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 17, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 27 By Mr. Royle

AN ACT REQUIRING REGISTRATION WITH THE INDUSTRIAL COMMISSION OF UTAH BEFORE ACCEPTING EMPLOYMENT DURING A LABOR STRIKE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 28 By Mr. Royle

AN ACT REQUIRING THE REGISTRATION WITH THE INDUSTRIAL COMMISSION OF ALL LABOR ORGANIZATIONS OR UNIONS IN THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 16 on Third Reading.

On motion of Senator Baker the bill was amended as follows:

Line 5 of the bill after the numerals "1937," insert the following: "without applying for registration of such motor vehicle or tendering the fee therefor, and".

INTRODUCTION OF BILL

S. B. No. 29 (Substitute for S. B. No. 16) By Mr. Nelson

AN ACT AMENDING SECTION 48, CHAPTER 46, LAWS OF UTAH, 1935, EXTENDING THE DATE OF EXPIRATION OF AUTOMOBILE REGISTRATION, was read the first time.

Upon unanimous consent of the Senate, *S. B. No. 16* was withdrawn.

On motion of Senator Nelson the rules were suspended and *S. B. No. 29* was read the second and third times and placed on its final passage.

S. B. No. 29 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Voting in the negative: Senator Farr.

Absent and not voting: Senator Griffin.

S. B. No. 29 was transmitted to the House.

COMMUNICATION FROM THE GOVERNOR

January 15, 1937.

TO THE SENATE:

Mrs. Blood and I have pleasure in extending to the members and employees of your honorable body, together with their partners, an invitation to attend an informal reception at the Governor's residence, 649 East South Temple Street, on Thursday evening, January 21, 1937, from eight to eleven o'clock.

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

Senator Lindstrom moved that the Senate appoint a member of the body to attend the Third General Assembly of the Council of State Governments.

Senator Holbrook moved to amend the motion to the extent that the Senate appoint Mr. Irwin Arnovitz as its delegate.

Motion as amended carried.

INTRODUCTION OF BILL

S. B. No. 30 By Mr. Stevens

AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

COMMUNICATION FROM THE HOUSE

January 15, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules *S. B. No. 29*, by Mr. Nelson, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 29 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORT OF STANDING COMMITTEE

January 15, 1937.

Mr. President:

We, your Comittee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. B. No. 29*, by Mr. Nelson, entitled: "AN ACT AMENDING SECTION 48, CHAPTER 46, LAWS OF UTAH, 1935, EXTENDING THE DATE OF EXPIRATION OF AUTOMOBILE REGISTRATION," have examined the same and have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 29 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE HOUSE

January 15, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 29*, by Mr. Nelson, entitled, "AN ACT AMENDING SECTION 48, CHAPTER 46, LAWS OF UTAH, 1935, EXTENDING THE DATE OF EXPIRATION OF AUTOMOBILE REGISTRATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 29 was transmitted to the Governor.

On motion of Senator Parratt the Senate adjourned until Monday, January 18, at 2:00 p. m.

EIGHTH DAY

January 18, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

January 18, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

ALONZO F. HOPKIN,

CONRAD FRISCHKNECHT,

Report adopted and filed.

REPORTS OF STANDING COMMITTEE

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 20* by Mr. Lindstrom, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 20 was ordered printed and referred to the Committee on Revenue and Taxation.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 21* by Mr. Lindstrom, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 21 was ordered printed and referred to the Committee on Judiciary.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 22* by Mr. Lamoreaux, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 22 was ordered printed and referred to the Committee on Appropriations and Claims.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 23* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 23 was ordered printed and referred to the Committee on Judiciary.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 25* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 25 was ordered printed and referred to the Committee on Health and Labor.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 26* by Mr. Stevens, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 26 was ordered printed and referred to the Committee on Revenue and Taxation.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 27* by Mr. Royle, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 27 was ordered printed and referred to the Committee on Health and Labor.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 28* by Mr. Royle, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 28 was ordered printed and referred to the Committee on Health and Labor.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 30* by Mr. Stevens, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 30 was ordered printed and referred to the Committee on Banking and Commerce.

COMMUNICATION FROM THE GOVERNOR

January 15, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State, *S. B. No. 29*, by Mr. Nelson, entitled "AN ACT AMENDING SECTION 48, CHAPTER 46, LAWS OF UTAH, 1935, EXTENDING THE DATE OF EXPIRATION OF AUTOMOBILE REGISTRATION".

Very respectfully,

HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATION FROM SECRETARY OF STATE

January 18, 1937.

President Herbert B. Maw,
Utah State Senate,
Building.

My dear Mr. President:

I have the honor to transmit to you herewith Certificate of Appointment by His Excellency, Governor Henry H. Blood, of Honorable J. W. Thornton, a senator from the Seventh Senatorial District of the State of Utah, to fill the unexpired term of Honorable Hugh M. Woodward, resigned, as appears of record in my office.

Very respectfully,

E. E. MONSON,
Secretary of State.

Communication filed.

The oath of office was administered to the newly appointed Senator by the President.

On motion of Senator Griffin the Senate accepted the invitation of President Elmer G. Peterson, of the Utah State Agricultural College to visit said college February 12, 1937.

Due to the resignation of Miss Helen Poulson, Senate stenographer, Miss Erma Stevenson was appointed to replace her.

The President appointed Senator Thornton to serve on the following committees: Banking and Commerce, Education, State and Municipal Affairs and Public Institutions.

The President appointed Senator Lamoreaux to serve on the Committee of Social Relations and Relief and withdrew his name from the Committee on Education.

The following schedule of assigned time for committee meetings was adopted:

Agriculture and Irrigation, 1 p. m. (Alt. days), Lobby. Stenographer, Melba Reeves.

Appropriations and Claims, 9 to 12 (after Feb. 1), Governor's Board Room. Stenographer, Caroline Hanson.

Banking and Commerce, Subject to call of Chairman. Stenographer, Lavina Smith.

Education, 1:00 p. m., Lobby. Stenographer, Caroline Hanson.

Fish and Game, 5:00 p. m., Lobby. Stenographer, Maurine Nebeker.

Health and Labor, Subject to call of Chairman. Stenographer, Melba Reeves.

State and Municipal Affairs, 11:00-12:00, Lobby. Stenographer, Maurine Nebeker.

Highways, 9:00 a. m., Subject to call of Chairman. Stenographer, Erma Stevenson.

Judiciary, 5:00 or after adjournment. Stenographer, Lavina Smith.

Mining and Smelting, Subject to call of Chairman. Stenographer, Lavina Smith.

Public Institutions, Subject to call of Chairman. Stenographer, Maurine Nebeker.

Revenue and Taxation, 10:00 a. m., Senate Lobby. Stenographer, Caroline Hanson.

Revision and Enrolling, Hall Room. Stenographer, Mrs. Manwaring.

Contingent Expenses, Subject to call of Chairman. Stenographer, Erma Stevenson.

Social Relations and Relief, 5:00 p. m. or after adjournment, Room 327. Stenographer, Melba Reeves.

INTRODUCTION OF BILLS

S. B. No. 31 By Mr. Grover

AN ACT REGULATING THE BUSINESS OF LAND VALUE INSURANCE AND MATTERS RELATING THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 32 By Mr. Nelson

AN ACT REPEALING SECTION 1 OF ARTICLE 1; SECTION 17 OF ARTICLE 2; SECTIONS 18, 31, 36, 42, 45, 46, 48, 51, 56 AND 57 OF ARTICLE 3; SECTIONS 126 AND 127 OF ARTICLE 10; SECTIONS 132, 133, 134, 135, 136, 140, 141, 143, 144, 147, 148, 149, AND 150 OF ARTICLE 11; SECTION 151 OF ARTICLE 12 AND SECTION 152 OF ARTICLE 13, OF CHAPTER 46, LAWS OF UTAH, 1935, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTION 1 OF ARTICLE 1, SECTION 17 OF ARTICLE 2; SECTIONS 18, 31, 36, 40-a, 42, 45, 46, 48, 51, 56, 57, AND 60-a OF ARTICLE 3; SECTIONS 126, 127 OF ARTICLE 10; SECTIONS 132, 133, 134, 135, 136, 140, 141, 143, 144, 147, 148, 149, 150 and 150-a OF ARTICLE 11; SECTION 151 OF ARTICLE 12 AND SECTION 152 OF ARTICLE 13, LAWS OF UTAH, 1935, RELATING TO MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS; PROVIDING FOR THE REGISTRATION THEREOF AND THE ISSUANCE OF CERTIFICATES OF TITLE AND REGISTRATION THEREFOR UPON PAYMENT OF CERTAIN FEES; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF MOTOR VEHICLE LAWS AND THE REGISTRATION OF MOTOR VEHICLES BY THE DEPARTMENT OF THE MOTOR VEHICLE DIVISION OF THE STATE TAX COMMISSION AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 33 By Mr. Nelson

AN ACT AMENDING SECTION 100-5-7 REVISED STATUTES OF UTAH, 1933, RELATING TO THE ADMINISTRATION AND DIS-

TRIBUTION OF WATER, PROVIDING FOR INSPECTION OF DITCHES AND DIVERTING WORKS BY THE STATE ENGINEER, AND REQUIRING THE STATE ENGINEER TO BRING ACTION TO ENFORCE HIS ORDERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 34 By Mr. Royle

AN ACT AMENDING SECTION 49-1-3 OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE DUTIES OF THE INDUSTRIAL COMMISSION OF UTAH TO EFFECT SETTLEMENTS OF LABOR DISPUTES, AND REPEALING SECTIONS 49-1-6 AND 49-1-7 OF THE REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Royle the Senate adjourned.

NINTH DAY

January 19, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

January 19, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,
CLARENCE E. BAKER,
MRS. A. C. LUND.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. J. R. No. 1* by Mr. Holbrook, has examined the same and begs leave to report the same back favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. J. R. No. 1 was placed on the Second Reading Calendar.

January 18, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to whom was referred *S. B. No. 2*, by Mr. Maw, beg leave to report the same out favorably, with the following amendments:

Page 7, line 4, insert comma (,) after the word "gifts".

Page 7, line 11, that the "C" and "D" contained in that line be lower cased.

Page 7, the last word on line 15 be lower cased.

Page 7, line 24, 25 and 26, the letter "P" be lower cased.

Respectfully,

MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 2 was placed on the Second Reading Calendar.

January 18, 1937.

Mr. President:

We, your Committee on Judiciary, beg leave to report as follows:

We have met and considered *S. B. No. 8* by Mr. Nelson and recommend that the same be returned to its author to be redrafted.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 8 was returned to its author.

January 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 10* by Mr. Holbrook, begs leave to report that we have examined *S. B. No. 10* and desire to report it back favorably with the following amendments:

That the title be amended by inserting after the word "ACT" in the first line, "AMENDING SECTION 80-10-25".

That there be added to the bill a new Section 2. to read as follows:

"Section 2. 80-10-25 All taxes, except those otherwise specifically provided for, shall be due on the third Monday in September in each year, and at 12 o'clock m. on the ( ) *20th day of December*, or if that day falls on Sunday or a holiday, then at 12 o'clock m. on the ( ) *19th day of December*, of each year, all unpaid taxes are delinquent, and the county treasurer shall then close his office for the receipt of taxes until he has prepared his delinquent list for publication. All delinquent taxes shall be subject to a penalty of three per cent of the amount of such taxes, and the amount

of taxes and penalty shall bear interest at the rate of one per cent per month from the first day of January following the date of delinquency until paid."

Respectfully,

LAWRENCE E. NELSON,

Chairman.

Report filed.

S. B. No. 10 was placed on the Second Reading Calendar.

January 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 12* by Mr. Holbrook, by request, has carefully examined the same and begs leave to report the same back favorably.

Respectfully,

LAWRENCE E. NELSON,

Chairman.

Report filed.

S. B. No. 12 was placed on the Second Reading Calendar.

January 19, 1937.

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 19* by Mr. Royle, reports the same out favorably.

Respectfully,

E. M. ROYLE,

Chairman.

Report filed.

S. B. No. 19 was placed on the Second Reading Calendar.

January 19, 1937.

Mr. President:

Your Committee on Health and Labor to which was referred *S. B. No. 25* by Mr. Lamoreaux, reports the same out favorably.

Respectfully,

E. M. ROYLE,

Chairman.

Report filed.

S. B. No. 25 was placed on the Second Reading Calendar.

January 19, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 27* by Mr. Royle, reports the same out favorably with the following amendments:

Strike colon on line 5 and place a comma after the word "information" and add "to be given in person or by registered letter duly addressed to the Industrial Commission at Salt Lake City, Utah".

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 27 was placed on the Second Reading Calendar.

January 19, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 28* by Mr. Royle, reports the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 28 was placed on the Second Reading Calendar.

January 16, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 24* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 24 was ordered printed and referred to the Committee on Judiciary.

January 19, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 33* by Mr. Nelson, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 33 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 19, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 34* by Mr. Royle, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 34 was ordered printed and referred to the Committee on Health and Labor.

The President appointed a Committee consisting of Senators Griffin, Lamoreaux and Holmes to confer with a like committee from the House to determine when the Legislature will visit the Utah State Agricultural College.

A committee from the the House appeared and invited the Senate to meet in Joint Convention on Wednesday, January 20th, to hear President Franklin D. Roosevelt's inaugural address.

On motion of Senator Huggins the invitation was accepted.

INTRODUCTION OF BILLS

S. B. No. 35 By Mr. Grover and Mr. Lindstrom

AN ACT REPEALING SECTION 15-8-14, REVISED STATUTES OF UTAH, 1933, AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 15-8-14, RELATING TO THE ACQUISITION, CONSTRUCTION, MAINTENANCE AND OPERATION OF WATER, LIGHT, POWER, GAS, TELEPHONE, COAL PROCESSING, REFINERIES OR MOTOR BUS WORKS AND SYSTEMS BY CITIES AND TOWNS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 36 By Mr. Grover and Mr. Lindstrom

AN ACT TO AUTHORIZE FINANCING THE COSTS OF ACQUIRING OR CONSTRUCTING ELECTRIC LIGHT AND POWER PLANTS AND DISTRIBUTION SYSTEMS, GAS WORKS AND DISTRIBUTION SYSTEMS, COAL PROCESSING PLANTS AND REFINERIES, AND TO MAKE CONTRACTS, FIX AND COLLECT, CHARGE FOR SERVICES OR PRODUCTS OF SUCH PLANTS AND SYSTEMS, HOLD AND DISBURSE FUNDS, BUY, SELL, LEASE, EXCHANGE, OR HOLD PROPERTY IN CONNECTION WITH THE OPERATION OF SUCH PLANTS AND SYSTEMS BY THE CITIES AND TOWN IN THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 37 By Mr. Snow, Mrs. Stewart and Mr. Grover

AN ACT TO AMEND SECTION 78, ARTICLE 4, AND SECTIONS 85, 87, 88, 89 AND 90 OF ARTICLE 5 OF CHAPTER 43, LAWS OF UTAH, 1935, AND REPEALING SECTIONS 91 AND 92 OF ARTICLE 5 OF CHAPTER 45, LAWS OF UTAH, 1935; RELATING TO INTOXICATING LIQUORS; GRANTING CITIES AND TOWNS POWER TO LICENSE, TAX, REGULATE AND PROHIBIT THE SALE OF BEER, AND THE STATE TAX COMMISSION THE POWER TO LICENSE BREWERS AND WHOLESALERS OF LIGHT BEER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 38 By Mrs. Lund

AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE SONG, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 39 By Mr. Grover

AN ACT AMENDING SECTION 56-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO MOSQUITO ABATEMENT DISTRICTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 40 By Mrs. Lund, Mr. Holbrook and Mr. Huggins

AN ACT PROVIDING FOR THE EXEMPTION OF A HOME OR HOMESTEAD TO THE AMOUNT OF $2,000 IN ASSESSED VALUE AND HOUSEHOLD FURNITURE TO THE AMOUNT OF $300 IN ASSESSED VALUE FROM THE PAYMENT OF TAXES TO: THE STATE, THE COUNTIES OF THE STATE, AND THE SCHOOL DISTRICTS OF THE STATE, DEFINING THE METHOD FOR PROCURING SUCH EXEMPTIONS; AUTHORIZING THE STATE TAX COMMISSION TO MAKE SUCH EXEMPTIONS AND TO PROMULGATE RULES AND REGULATIONS FOR THE ADMINISTRATION OF THIS ACT; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT AND MAKING IT A CRIME TO WILFULLY AND KNOWINGLY MAKE ANY FALSE CLAIM OR FALSE STATEMENT OF FACT, OR EXECUTE A FICTITIOUS DEED OR OTHER INSTRUMENT FOR THE PURPOSE OF SECURING AN EXEMPTION OF PROPERTY FROM TAXATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 41 By Mr. Holbrook

AN ACT AMENDING SECTION 80-9-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1933, PROVIDING MAXIMUM LEVIES THAT MAY BE MADE IN COUNTIES AUTHORIZING THE LEVYING OF A ROAD TAX AND GIVING COUNTY COMMISSIONERS AUTHORITY TO EXPEND OR CAUSE TO BE EXPENDED REVENUE DERIVED THEREFROM; AND PROVIDING THAT THE MAXIMUM LEVIES FIXED MAY BE INCREASED BECAUSE OF THE REDUCTION IN TAXABLE ASSESSED VALUE FOR THE APPLICATION OF HOMESTEAD EXEMPTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 42 By Mr. Holbrook

AN ACT AMENDING SECTION 75-12-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 51, LAWS OF UTAH,

1933, PROVIDING FOR THE APPORTIONMENT OF THE STATE HIGH SCHOOL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 43 By Mr. Holbrook

AN ACT PROVIDING THAT THE ATTORNEY GENERAL SHALL PERFORM ALL LEGAL SERVICES FOR STATE DEPARTMENTS, BOARDS AND AGENCIES; AUTHORIZING HIM TO EMPLOY DEPUTIES, AND WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO FIX THEIR SALARIES, AND AUTHORIZING HIM TO EMPLOY SPECIAL COUNSEL; PROVIDING THAT THIS ACT SHALL NOT APPLY TO BANKS AND BUILDING AND LOAN COMPANIES NOW IN LIQUIDATION, AND REPEALING ALL ACTS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 44 By Mr. Holbrook

AN ACT APPROPRIATING $125,000 ANNUALLY FROM THE STATE GENERAL FUND TO THE UTAH STATE POLICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 45 By Mr. Holbrook

AN ACT APPROPRIATING $175,000 ANNUALLY FROM THE STATE HIGHWAY CONSTRUCTION AND MAINTENANCE FUND TO THE STATE POLICE FUND TO BE USED IN THE ENFORCEMENT OF LAW AND THE POLICING OF THE HIGHWAYS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 46 By Mr. Holbrook

AN ACT ESTABLISHING THE DEPARTMENT OF UTAH STATE POLICE, PROVIDING FOR THE APPOINTMENT OF A SUPERINTENDENT, FIXING THE AMOUNT OF HIS SALARY AND QUALIFICATIONS, PROVIDING FOR HIS REMOVAL, PROVIDING FOR THE ESTABLISHMENT OF DIVISIONAL HEADQUARTERS, PROVIDING A METHOD FOR COOPERATION WITH THE COUNTY COMMISSIONERS AND THE SHERIFFS AND CREATING COUNTY SHERIFFS, MEMBERS OF THE STATE POLICE AND PROVIDING FOR THE PAYMENT OF ONE-HALF THEIR SALARIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 47 By Mr. Farr, Mr. Holmes and Mr. Stevens

AN ACT AMENDING SECTION 30-0-20 OF REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME AND FIXING NONRESIDENT LICENSE FEES TO HUNT DEER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 48 By Mr. Snow

AN ACT AMENDING 75-6-4, REVISED STATUTES OF UTAH, 1933, SPECIFYING FEES FOR REGULAR STUDENTS ENTERING JUNIOR COLLEGES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 49 By Mr. Huggins

AN ACT EXEMPTING THE SHERIFF AND PRECINCT CONSTABLE FROM PERSONAL LIABILITY ON CAUSES OF ACTION ARISING FROM THE EXECUTION OF PROCESS, WRIT, OR ORDER REGULAR ON ITS FACE AND ISSUED BY COMPETENT AUTHORITY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 50 By Mr. Huggins

AN ACT AMENDING SECTION 19-15-1 REVISED STATUTES OF UTAH, 1933, RELATING TO POWERS AND DUTIES OF COUNTY ATTORNEY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 51 By Mr. Huggins

AN ACT AMENDING SECTION 105-36-17, REVISED STATUTES OF UTAH, 1933, RELATING TO SUSPENSION OF SENTENCE AND THE PROBATION OF PERSONS CONVICTED OF CRIME, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 52 By Mrs. Lund

AN ACT CREATING THE UTAH STATE INSTITUTE OF FINE ARTS, DEFINING THE SCOPE THEREOF, THE RIGHTS, POWERS, PRIVILEGES, AND DUTIES OF THE BODY, PROVIDING FOR MEMBERSHIP AND FOR A GOVERNING BOARD AND REPEALING SECTIONS 85-2-1 to 85-2-16, INCLUSIVE, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 53 By Mr. Holmes

AN ACT AMENDING SECTION 79-6-8, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 78, LAWS OF UTAH, 1935, DEFINING UNPROFESSIONAL CONDUCT OF DENTISTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 54 By Mr. Holmes

AN ACT CREATING A STATE ADVERTISING BOARD OF THREE MEMBERS, TO BE APPOINTED BY THE GOVERNOR, DEFINING ITS POWERS, AND AUTHORIZING THE STATE ROAD

COMMISSION TO USE A PORTION OF THE MONEY ADMINISTERED BY IT FOR THE PURPOSE OF ADVERTISING THE RESOURCES AND SCENIC WONDERS OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 55 (Substitute for S. B. No. 32) By Mr. Nelson

AN ACT TO AMEND SECTION 1 OF ARTICLE 1; SECTION 17 OF ARTICLE 2; SECTIONS 18, 31, 36, 42, 45, 46, 48, 51, 56 AND 57 OF ARTICLE 3; SECTIONS 132, 133, 134, 135, 136, 140, 147, 148, 149 AND 150 OF ARTICLE 11; SECTION 151 OF ARTICLE 12 AND SECTION 152 OF ARTICLE 13, CHAPTER 46, LAWS OF UTAH, 1935; AND TO ENACT NEW SECTIONS TO BE KNOWN AS SECTIONS 40-A, 60-A, 150-A; RELATING TO MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS; PROVIDING FOR THE REGISTRATION THEREOF AND ISSUANCE OF CERTIFICATES OF TITLE AND REGISTRATION THEREFOR UPON PAYMENT OF CERTAIN FEES; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF MOTOR VEHICLE LAWS AND THE REGISTRATION OF MOTOR VEHICLES BY THE DEPARTMENT OF THE MOTOR VEHICLE DIVISION OF THE STATE TAX COMMISSION AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS ACT AND TO REPEAL SECTIONS 126 AND 127 OF ARTICLE 10; SECTIONS 141, 143 AND 144 OF ARTICLE 11, CHAPTER 46, LAWS OF UTAH, 1935, AND ALL ACTS IN CONFLICT THEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

Upon unanimous consent of the Senate, *S. B. No. 32* was withdrawn.

S. B. No. 56 By Mr. Lamoreaux

AN ACT TO PREVENT THE CIRCULATION OF PAPERS AND DOCUMENTS SIMULATING COURT PROCESS, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Holbrook moved that the rules be suspended and that we do now consider bills on the Second Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 33, strike the word "might" and insert the word "can", also strike the word "expected" and insert the word "obtained".

Page 3, line 3 after the word "that" insert the following words: "the Secretary of State be authorized and instructed to forward".

Line 4 strike the words "be sent".

Page 2, line 19, strike the last two words, and insert the word "designate".

Page 2, line 20 strike the first four words.

On motion of Senator Parratt the bill was amended as follows:

Page 2, line 27, after the first comma insert the words "and to report its findings to the Twenty-third Legislature of Utah".

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 27, after the word "upon" insert the words "members of".

Line 29, after the word "all" insert the word "other" and strike the following words: "of the".

On motion of Senator Holbrook the rules were suspended and *S. J. R. No. 1* was read the third time and placed on its final passage.

S. J. R. No. 1 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Royle, Stevens.

S. J. R. No. 1 was transmitted to the House.

S. B. No. 10 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht, the bill was amended as follows:

In the Committee amendment strike the words "one per cent per month" and insert the words "eight per cent per annum".

S. B. No. 10 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Snow, Stevens.

Senator Holbrook moved that *S. B. No. 12* retain its place at the head of the Second Reading Calendar.

Motion carried.

S. B. No. 2 was read the second time.

Committee report read and adopted.

On motion of Senator Maw the bill was amended as follows:

Page 4, line 4, change the word "applicant" to read "applicants".

Page 6, line 7, strike the last two words.

Line 8, strike the first word.

Line 12, strike the words ", less gifts,".

Line 14, strike the words "less gifts".

Line 20, strike the word "sixty" and insert the word "thirty" in lieu thereof.

Page 7, line 16, strike the figures "21" and insert the figures "22" in lieu thereof.

Page 8, line 18, strike the word "if".

Page 5, line 5, strike the last two words.

Line 6, strike the first two words and insert the words "with the intent of rendering".

Line 8, change the period to a comma and insert the following, "provided that this provision shall not apply to any transfers of property made prior to January 1, 1937."

On motion of Senator Farr the bill was amended as follows:

Page 5, Line 5, strike the word "income".

Page 7, line 12, delete the period and insert the following, "within fifteen days of said removal."

On motion of Senator Huggins the bill was amended as follows:

Page 7, strike the whole of Section 20 and change the numbers of the ensuing sections accordingly.

On motion of Senator Stevens the Senate adjourned.

TENTH DAY

January 20, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call— All Senators present.

Prayer by the Chaplain.

January 20, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

CLARENCE E. BAKER,
MRS. A. C. LUND.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 20, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which *S. B. No. 17* was referred, wishes to report the same out favorably with the following amendments:

Section 1, sub-section "b," line 7, lower case "S" and "I".

Page 1, line 8, strike the word "stockman" and insert the word "stockmen".

Page 1, line 9, lower case "S".

Page 1, line 10, lower case "I".

Page 1, line 11, lower case "G" and "A".

Page 1, line 12, lower case "S" in "Secretary".

Page 1, line 13, lower case "I".

Page 1, line 14, strike the word "monies" and insert the word "money", also lower case "S" and "I".

Page 1, line 17, lower case "G" and "A".

Page 1, line 21, lower case "C".

Page 2, line 1, lower case "C".

Page 2, line 2, lower case "G" and "A".

Page 2, line 9, strike the words "it has" and insert, after the word "paid" the following, "by the school district to".

Page 2, line 10, strike the word "its" substituting the word "the"; strike the period and add "of said district."

Page 2, line 13, strike the word "it" and insert the words "said district".

Page 2, line 24, insert a comma (,) immediately after the figure "5" in "$5000".

Page 2, line 25, after the figure "$10,000." insert, "premium on said bonds to be paid by the advisory board out of the grazing district allotment, and".

Page 2, line 31, strike the period and insert "and deliver the same to the treasurer of such grazing district for deposit."

Respectfully,

ALONZO F. HOPKIN,

Chairman.

Report filed.

S. B. No. 17 was placed on the Second Reading Calendar.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 31* by Mr. Grover, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 31 was ordered printed and referred to the Committee on Banking and Commerce.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 38* by Mrs. Lund, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 38 was ordered printed and referred to the Committee on Education.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 39* by Mr. Grover, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 39 was ordered printed and referred to the Committee on Health and Labor.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 42* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 42 was ordered printed and referred to the Committee on Education.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 43* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 43 was ordered printed and referred to the Committee on Judiciary.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 44* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 44 was ordered printed and referred to the Committee on Appropriations and Claims.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 45* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 45 was ordered printed and referred to the Committee on Appropriations and Claims.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 47* by Mr. Farr, Mr. Holmes and Mr. Stevens, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 47 was ordered printed and referred to the Committee on Fish and Game.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 48* by Mr. Snow, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 48 was ordered printed and referred to the Committee on Education.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 49* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 49 was ordered printed and referred to the Committee on Judiciary.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 56* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 56 was ordered printed and referred to the Committee on Judiciary.

A committee from the house appeared and invited the Senate to meet in Joint Convention, sitting as a Committee of the Whole, to hear the report of the Committee of Nine at 10 o'clock tomorrow morning.

On motion of Senator Grover the invitation was accepted.

INTRODUCTION OF BILLS

S. B. No. 57 By Mr. Maw

AN ACT PROHIBITING COURTS FROM ENTERING A DEFICIENCY JUDGMENT IN MORTGAGE FORECLOSURES IN ANY AMOUNT GREATER THAN THE DIFFERENCE BETWEEN THE

MORTGAGE INDEBTEDNESS, PLUS COSTS OF FORECLOSURE, AND THE REASONABLE VALUE OF THE MORTGAGED PROPERTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 58 By Mr. Royle

AN ACT AMENDING TITLE 42, REVISED STATUTES OF UTAH, 1933, RELATING TO INDUSTRIAL COMMISSION AND WORKMEN'S COMPENSATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 59 By Mr. Maw

AN ACT AMENDING SECTIONS 79-11-2, 79-11-11, AND 79-11-13, REVISED STATUTES OF UTAH, 1933, RELATING TO OPTOMETRISTS, REQUIRING A LICENSE TO PRACTICE OPTOMETRY, DEFINING OPTOMETRY, MAKING CERTAIN EXEMPTIONS AND ENACTING A NEW SECTION TO BE KNOWN AS 79-11-15, REVISED STATUTES OF UTAH, 1933, MAKING THE PRACTICE OF THE PROFESSION OF OPTOMETRY BY A CORPORATION OR COMPANY UNLAWFUL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 60 By Com. on Revenue and Taxation

AN ACT RELATING TO THE PAYMENT OF TAXES IN THE DISTRIBUTION OF ESTATES AND PROVIDING A LIABILITY FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 61 By Com. on Revenue and Taxation

AN ACT AMENDING SECTION 57-12-7, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 41, LAWS OF UTAH, 1933, AND SECTION 57-12-13, REDUCING THE DEDUCTION FOR EVAPORATION AND LOSS IN HANDLING OF MOTOR FUELS AND EXPENSES OF COLLECTION OF THE EXCISE TAX LEVIED AND IMPOSED ON MOTOR FUELS AND PROVIDING PENALTIES FOR FAILURE OF DISTRIBUTORS AND RETAIL DEALERS IN MOTOR FUELS TO KEEP RECORDS PRESCRIBED BY LAW, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 62 By Com. on Revenue and Taxation

AN ACT AMENDING SECTION 43-3-7, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 40, LAWS OF UTAH, 1935, RELATING TO THE ANNUAL STATEMENT AND TAX OF INSURANCE COMPANIES: PROVIDING THAT ALL INSURANCE COMPANIES LICENSED TO TRANSACT BUSINESS IN THIS

STATE SHALL BE REQUIRED TO FILE AN ANNUAL STATEMENT OF GROSS PREMIUMS AND BE REQUIRED TO PAY A TAX THEREON; AND ELIMINATING THE PROPERTY TAX DEDUCTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 63 By Com. on Revenue and Taxation

AN ACT TO PROVIDE THE BASIS AND METHOD FOR ASSESSING FOR TAXATION METALLIFEROUS MINES, MINING CLAIMS AND PROPERTY, AND AMENDING SECTION 80-5-56, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 64 By Com. on Revenue and Taxation

AN ACT AMENDING SECTION 80-10-66, REVISED STATUTES OF UTAH, 1933, PROVIDING A PERIOD OF LIMITATION FOR THE QUESTIONING OF THE VALIDITY OF TAX DEED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 65 By Com. on Revenue and Taxation

AN ACT TO AMEND SECTION 80-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DEFINITIONS OF TERMS, AND SECTION 80-10-3, REVISED STATUTES OF UTAH, 1933, RELATING TO COLLECTION OF THE TAX ON IMPROVEMENTS UPON REAL ESTATE ASSESSED TO OTHERS THAN THE OWNER OF THE LAND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 66 By Com. on Revenue and Taxation

AN ACT AMENDING SECTIONS 4 AND 5, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AND SECTION 11, CHAPTER 63, LAWS OF UTAH, 1933, KNOWN AS THE EMERGENCY REVENUE ACT OF 1933, RELATING TO TAXES UPON CERTAIN SALES, PROVIDING FOR THE PAYING AND COLLECTION OF SUCH TAXES AND PRESCRIBING PENALTIES FOR FAILURE TO PAY SAID TAXES, was read the first time and referred to the Committee in Revision and Enrolling.

S. B. No. 67 By Com. on Revenue and Taxation

AN ACT AMENDING SECTIONS 104-62-2 AND 104-62-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY DISSOLUTION OF CORPORATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 68 By Com. on Revenue and Taxation

AN ACT AMENDING SECTION 104-63-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY WITHDRAWAL OF FOREIGN CORPORATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 69 By Mr. Huggins

AN ACT TO ESTABLISH THE UTAH STATE TUBERCULOSIS SANITORIUM; TO PROVIDE FOR THE ESTABLISHMENT, EQUIPPING, AND OPERATING OF A TUBERCULOSIS SANITORIUM FOR THE TREATMENT OF TUBERCULOSIS. SILICOSIS AND OTHER KINDRED DISEASES; TO PROVIDE FOR THE LOCATION AND ACQUIRING OF A SITE THEREFOR, FOR THE MANAGEMENT AND CONTROL THEREOF, AND THE ADMISSION OF PATIENTS THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 70 By Mr. Holbrook

AN ACT CLASSIFYING THE ROADS OF THE STATE; PROVIDING FOR THE TRANSFER OF COUNTY ROADS TO THE STATE ROAD SYSTEM; AUTHORIZING THE STATE ROAD COMMISSION TO COOPERATE WITH COUNTIES IN CONSTRUCTION AND MAINTENANCE THEREOF; AUTHORIZING THE STATE ROAD COMMISSION TO COOPERATE WITH CITIES AND TOWNS IN THE CONSTRUCTION AND MAINTENANCE OF CITY ROADS AND STREETS AND AUTHORIZING THE STATE ROAD COMMISSION TO CHANGE THE CLASSIFICATION OF ANY ROAD, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 71 By Mr. Holbrook

AN ACT AMENDING SECTIONS 5, 6, 10, 11, 12, 26, 73, 126, 152, 165, 168, 172, 181, 189, 195, 196 AND 199, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT AND SALARIES OF LIQUOR CONTROL COMMISSIONERS; DIVISION OF WORK AND SELECTION OF EMPLOYEES OF COMMISSION; OWNERSHIP OF PROPERTY AND ASSETS; PAYMENT OF EXPENSES AND REMITTING NET PROFITS TO STATE TREASURER QUARTERLY; PAYMENT FOR SERVICES OF STATE CHEMIST, LICENSING DISTILLERS OF ALCOHOL AND MANUFACTURERS OF WINE; DRINKING AND DRUNKENNESS IN PUBLIC PLACES; SEARCH WITHOUT WARRANT; PROCEDURE AFTER SEIZURES; DESTRUCTION OF CONFISCATED ALCOHOLIC BEVERAGES; PROOF OF SALE; PROCEDURE WHERE PERSISTENT VIOLATION IS CHARGED; AND RIGHT OF APPEAL IN COM-

MISSION; AND PROVIDING PENALTIES FOR ISSUING OR FURNISHING LIQUOR ON FALSE PERMITS; AND DECLARING PROPERTY USED IN CONNECTION WITH VIOLATIONS A NUISANCE AND PROVIDING FOR ABATEMENT THEREOF; AND REPEALING SECTIONS 15, 16, 17, 117, AND 171, CHAPTER 43, LAWS OF UTAH, 1935, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 72 By Mr. Holbrook

AN ACT AMENDING SECTIONS 76, 77, 84, 86, 89, 90 AND 92, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO BONDS OF PERSONS LICENSED UNDER THE LIQUOR CONTROL ACT, TERM OF LICENSES AND AMOUNT OF LICENSE FEE; QUALIFICATIONS AND CERTIFICATION OF PERSONS LICENSED TO SELL LIGHT BEER, AUTHORITY TO GRANT AND KIND OF SUCH LICENSE, CONTENTS OF LABELS, AND CONSUMPTION OF BEER ON LICENSED PREMISES; AND REPEALING SECTION 91, CHAPTER 43, LAWS OF UTAH, 1935, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 73 By Mr. Holbrook

AN ACT APPROPRIATING $700,000 ANNUALLY FROM THE LIQUOR CONTROL FUND TO THE STATE HIGH SCHOOL FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 74 By Mr. Nelson

AN ACT REPEALING SECTION 15-6-63 AND AMENDING SECTIONS 15-6-29, 15-6-31, 15-6-32, REVISED STATUTES OF UTAH, 1933, RELATING TO THE APPOINTMENT OF PERSONS TO PUBLIC OFFICE IN CITIES OF THE FIRST AND SECOND CLASS, AND LIMITING THOSE ELIGIBLE FOR APPOINTMENT TO PERSONS HAVING CIVIL SERVICE CLASSIFICATON, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 75 By Mr. Nelson

AN ACT AMENDING SECTIONS 15-9-9, 15-9-10, 15-9-12, 15-9-13, 15-9-19, 15-9-20, REVISED STATUTES OF UTAH, 1933, RELATING TO CIVIL SERVICE COMMISSION AND ENLARGING THE POWERS OF SAID COMMISSION TO INCLUDE ALL MUNICIPAL DEPARTMENTS OF CITIES OF THE FIRST AND SECOND CLASS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 2 on second reading.

On motion of Senator Holmes the bill was amended as follows:

Page 7, line 21, delete the period and insert the following, ", and bona fide taxpayers who appear in person seeking information pertaining thereto."

On motion of Senator Huggins the bill was amended as follows:

Page 6, line 15, strike the last two words.

Line 18, delete the period and insert the following, "except that such funds may be assigned, attached or garnisheed in payment of debts incurred for family necessities by the recipient subsequent to the granting of a pension."

On motion of Senator Holbrook the bill was amended as follows:

Page 8, line 19, after the word "money" insert the words "appropriated from state funds".

One motion of Senator Baker the bill was amended as follows:

Page 7, after the last word "thereto" in Section 20, delete the period and insert the following, ", provided that nothing herein contained shall be construed to prevent the use of such application and income records as evidence in prosecutions under Section 21 hereof."

COMMUNICATION FROM THE HOUSE

January 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, under suspension of the rules, *H. J. R. No. 3*, by Joint Committee on Employee's Compensation, "A RESOLUTION FIXING THE COMPENSATION OF EMPLOYEES OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH." and the same is herewith transmitted for your action.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. J. R. No. 3 was read the first time.

On motion of Senator Huggins the rules were suspended and *H. J. R. No. 3* was read the second and third times and placed on its final passage.

H. J. R. No. 3 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Stewart.

H. J. R. No. 3 was returned to the House.

COMMUNICATION FROM THE GOVERNOR

January 20, 1937.

TO THE SENATE:

Since the last regular session of the Senate I have made the following recess appointments to fill vacancies in the offices designated, and I hereby respectfully submit their names for your confirmation:

FOR PART-TIME MEMBER OF THE STATE TAX COMMISSION:

Pursuant to Section 80-5-37, Revised Statutes of Utah, 1933, as amended by Chapter 59, Laws of Utah, 1933. To serve for a term of four years ending March 31, 1939.

J. William Knight.....Provo

FOR FULL-TIME MEMBER OF THE STATE TAX COMMISSION:

Pursuant to Section 80-5-37, Revised Statutes of Utah, 1933, as amended by Chapter 59, Laws of Utah, 1933. To serve for a term of four years ending March 31, 1939.

Roscoe E. Hammond.....Salt Lake City

FOR MEMBERS OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of six years ending April 1, 1941:

Hugh B. Brown.....Salt Lake City

To serve for a term of four years ending April 1, 1939:

G. M. Whitmore.....Nephi

To serve for a term of two years ending April 1, 1937:

Adam Patterson, Jr.....Ogden

FOR MEMBERS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH:

Pursuant to Section 75-4-7, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of J. W. Robinson, and to serve for the unexpired term ending July 1, 1935:

Roy D. Thatcher.....Ogden

(This appointment was made in order that Mr. Thatcher might serve as a member of the Board of Regents from May 3 to July 1, 1935. He had previously been confirmed by the State Senate for a four -year term beginning July 1, 1935.)

FOR MEMBERS OF THE STATE BOARD OF EDUCATION:

Pursuant to Section 75-7-1, Revised Statutes of Utah, 1933, as amended by Chapter 56, Laws of Utah, 1935. To serve for a term ending March 31, 1936:

William O. Bentley.....St. George

To serve for a term ending March 31, 1938:

Mrs. Selma Lasson Fahring.....Helper

FOR MEMBERS OF THE STATE BOARD OF PUBLIC WELFARE:

Pursuant to Chapter 69, Laws of Utah, 1935. To serve for a term ending April 1, 1937:

Frederick P. Champ.....Logan
Hugo B. Anderson.....Salt Lake City
Theodore L. Holman.....Salt Lake City

(Mr. Champ and Mr. Holman have resigned as members of this Board, effective December 31, 1936.)

To serve for a term ending April 1, 1939:

J. W. Gillman.....Orem
Mrs. Louise Y. Robison.....Salt Lake City
Reverend Jacob Trapp.....Salt Lake City

FOR MEMBERS OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1935:

E. E. Howe.....Murray

To serve for a term ending December 1, 1941:

E. E. Howe.....Murray

To fill the vacancy caused by the death of W. J. Parker, and to serve for the unexpired term ending December 1, 1937:

W. D. Hammond.....Moab

FOR MEMBER OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Chapter 63, Laws of Utah, 1935:

Joseph S. Snow.....St. George

(Under the above named act, an opinion of the Attorney General held that E. E. Corfman and Thomas E. McKay, members of the former Public Utilities Commission of Utah held over as members of the Public Service Commission of Utah, until the present session of the Senate. I expect, during the present session, to submit nominations to fill the offices created by Chapter 63, Laws of Utah, 1935.)

FOR MEMBERS OF THE STATE BOARD OF AGRICULTURE:

Pursuant to Section 3-1-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the death of Walter M. Boyden, and to serve for the unexpired term ending April 1, 1937:

George L. Hobson.....Hoytsville

To fill the vacancy caused by the resignation of J. R. Rawlins, and to serve for the unexpired term ending April 1, 1937:

Mark Johnson.....Holden

FOR STATE BANK COMMISSIONER:

Pursuant to Section 7-1-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of John A. Malia, and to serve for the unexpired term ending April 1, 1937:

Rulon F. Starley.....Mt. Pleasant

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR THE FEEBLE MINDED:

Pursuant to Section 85-8-2, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Roy D. Thatcher, and to serve for the unexpired term ending May 6, 1937:

S. T. Jeppsen.....Ogden

To serve for a term of seven years ending May 6, 1943:

Dr. Guy S. Richards.....American Fork

FOR MEMBER OF THE STATE BOARD OF HEALTH AND VITAL STATISTICS:

Pursuant to Section 35-1-1, Revised Statutes of Utah, 1933. To serve for a term of seven years, ending March 31, 1943:

Richard A. Hart.....Salt Lake City

FOR MEMBERS OF THE UTAH WATER STORAGE COMMISSION:

Pursuant to Section 100-6-1 and Section 100-6-3, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Joseph S. Snow, and to serve for the unexpired term ending April 1, 1937:

Ellis J. Pickett.....St. George

To fill the vacancy caused by the resignation of Stephen L. Richards, and to serve for the unexpired term ending April 1, 1937:

Joseph A. Anderson.....Salt Lake City

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE UTAH STATE HOSPITAL:

Pursuant to Section 85-7-2, Revised Statutes of Utah, 1933, as amended by Chapter 66, Laws of Utah, 1933. To serve for a term of seven years ending March 31, 1943:

Mrs. Minnie Wattis Harris.....Ogden

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL:

Pursuant to Section 85-6-2, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Arthur C. Sullivan, and to serve for the unexpired term ending April 1, 1939:

Mrs. Thekla Becker.....Ogden

FOR MEMBER OF STATE TEXT BOOK COMMISSION:

Pursuant to Section 75-15-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of James A. Nuttall, and to serve for the unexpired term ending April 1, 1939:

LeRoy Bishop.....Duchesne

Respectfully submitted,

HENRY H. BLOOD,
Governor.

Communication filed.

On motion of Senator Huggins the Senate adjourned.

ELEVENTH DAY

January 21, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

January 21, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the tenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

CLARENCE E. BAKER,

MRS. A. C. LUND.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 35* by Mr. Grover and Mr. Lindstrom, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 35 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 40* (designation and title only) by Mrs. Lund, Mr. Holbrook and Mr. Huggins, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 40 was ordered printed and referred to the Committee on Revenue and Taxation.

January 20, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 41* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 41 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 57* by Mr. Maw, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 60* by Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 60 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 62* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 62 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 63* by Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 63 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 67* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 67 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 68* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 68 was ordered printed and referred to the Committee on Revenue and Taxation.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 73* by Mr. Holbrook, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 73 was ordered printed and referred to the Committee on Appropriations and Claims.

January 20, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 30* by Mr. Stevens, begs leave to report back favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 30 was placed on the Second Reading Calendar.

January 20, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 13* by Mr. Billings, begs leave to report back favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 13 was placed on the Second Reading Calendar.

January 20, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *S. B. No. 6* by Mr. Lindstrom, begs leave to report back favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 6 was placed on the Second Reading Calendar.

January 21, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 39*, reports the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 39 was placed on the Second Reading Calendar.

January 21, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 34*, reports the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 34 was placed on the Second Reading Calendar.

Senator Royle moved that after tomorrow the Senate and House meet separately to hear proposed measures of legislation by the Committee of Nine.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 76 By Mr. Maw

AN ACT AMENDING SECTION 80-5-54X, CHAPTER 82, LAWS OF UTAH, 1935, DEFINING CERTAIN DUTIES OF THE STATE TAX COMMISSION AND PROVIDING FOR THE ASSESSMENT OF PROPERTIES OF PUBLIC UTILITIES; REPEALING ALL ACTS AND PARTS OF ACTS THEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 77 By Mr. Maw

AN ACT AMENDING SECTION 76-4-21, REVISED STATUTES OF UTAH, 1933, AND CREATING A NEW SECTION TO BE KNOWN AS 76-4-21X PROVIDING FOR THE DETERMINATION AND RECORDING OF VALUATIONS OF THE PROPERTIES OF PUBLIC UTILITIES LOCATED WITHIN THE STATE OF UTAH AND RELATING TO RATES OF PUBLIC UTILITIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 78 By Committee on Education

AN ACT RELATING TO FEDERAL APPROPRIATIONS FOR VOCATIONAL EDUCATION, APPROPRIATING STATE FUNDS FOR VOCATIONAL EDUCATION, DESIGNATING THE STATE BOARD FOR VOCATIONAL EDUCATION AS ADMINISTRATING AGENCY, AND REPEALING ALL LAWS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 79 By Mr. Holbrook

AN ACT APPROPRIATING $800,000 ANNUALLY AND SURPLUS MONEY FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE STATE ROAD COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 80 By Mr. Farr, Mr. Holmes and Mr. Stevens

AN ACT AMENDING SECTION 30-0-13 AND 30-0-15, REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME AND FIXING RESIDENT LICENSE FEES TO HUNT AND FISH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 81 (Substitute for S. B. No. 57) By Mr. Maw

AN ACT TO AMEND SECTION 104-55-2, REVISED STATUTES OF UTAH, 1933, BY PROVIDING THAT THERE SHALL BE NO DEFICIENCY JUDGMENT IN CASE OF MORTGAGE FORECLOSURE, NOR EXECUTION FOR ANY DEFICIENCY, was read the first time and referred to the Committee on Revision and Enrolling.

Upon unanimous consent of the Senate *S. B. No. 57* was withdrawn.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 2 on second reading.

On motion of Senator Frischknecht the bill was amended as follows:

On Page 2, after "Section 1" strike lines 1, 2, 3 and 4 and the first four words of line 5 and insert before the word "act", the word "This", and on line 9, after the word "herein", insert the following sentence: "No person who retires from employment after the age of 65 years shall be deprived because of such retirement from the benefits of this act."

S. B. No. 2 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook (exp. vote), Holmes, Hopkin, Huggins (exp. vote), Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle (exp. vote), Snow (exp. vote), Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Griffin.

Senator Holbrook moved that consideration of *S. B. No. 10* on the Third Reading Calendar be deferred.

S. B. No. 12 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 6, line 5, after the word and figure "Section 9" strike the remainder of the line. Strike the whole of lines 6, 7, 8 and 9.

Line 18, strike the underlined material.

Line 19, strike the word "three" and insert the word "four" in lieu thereof. Place a period after the word "assistants" and strike the balance of the paragraph.

Line 24, change the word "salaries" to read "salary" and strike the balance of the line and insert the words "of the" in lieu thereof.

Line 25, strike the words "as follows:".

S. B. No. 12 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 11; Absent, 0.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Holbrook, Lamoreaux, Lindstrom, Parratt, Snow, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Griffin, Holmes, Hopkin, Huggins, Lund, Nelson, Peterson, Royle, Stewart, Tanner.

COMMUNICATIONS FROM THE HOUSE

January 21, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 3,* by Joint Committee on Employees' Compensation, entitled,

"A RESOLUTION FIXING THE COMPENSATION OF EMPLOYEES OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. J. R. No. 3 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

January 21, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 1,* by Mr. Bonacci, entitled, "AN ACT AMENDING SECTIONS 42-1-61, 42-1-62, 42-1-63, 42-1-64, AND 42-1-70, REVISED STATUTES OF UTAH, 1933, RELATING TO WORKMAN'S COMPENSATION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 1 was read the first time and referred to the Committee on Health and Labor.

January 21, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 6,* by Mr. Taylor, entitled, "AN ACT PRESCRIBING THE TIME FOR BEGINNING ACTIONS BY THE STATE, ITS AGENCIES AND PUBLIC CORPORATIONS

AGAINST PUBLIC OFFICERS AND THEIR SURETIES, AND MAKING THE PROVISIONS THEREOF RETROACTIVE", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 6 was read the first time and referred to the Committee on Judiciary.

Senator Royle moved to amend Senate Rule No. 116 so that from 9:00 a. m. until 5:00 p. m. no person be invited or allowed in the Senate Chamber.

On motion of Senator Parratt the motion was tabled.

On motion of Senator Grover the Senate adjourned.

TWELFTH DAY

January 22, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present except Senator Peterson, excused.

Prayer by the Chaplain.

January 22, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the eleventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

CLARENCE E. BAKER,
MRS. A. C. LUND.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 21, 1937.

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 47* by Mr. Farr, Mr. Holmes, and Mr. Stevens, reports the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 47 was placed on the Second Reading Calendar.

January 22, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 50* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 50 was ordered printed and referred to the Committee on Judiciary.

January 21, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 55* by Mr. Nelson, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 55 was ordered printed and referred to the Committee on Highways.

INTRODUCTION OF BILLS

S. C. M. No. 1 By Mr. Hopkin

MEMORIALIZING CONGRESS OF THE UNITED STATES TO TRANSFER FROM WASHINGTON, D. C., TO A LOCATION IN THE WESTERN STATES, PREFERABLY SALT LAKE CITY, THE HEADQUARTERS OF THOSE GOVERNMENT AGENCIES WHICH DEAL EXCLUSIVELY WITH WESTERN MATTERS, ESPECIALLY THE FOREST SERVICE, THE BUREAU OF MINES, THE GENERAL LAND OFFICE, THE GRAZING BUREAU AND THE RECLAMATION BUREAU, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 82 By Mr. Holbrook

AN ACT AMENDING SECTIONS 80-5-37, 80-5-40 AND 80-5-45, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 59, LAWS OF UTAH, 1933, RELATING TO THE TERM OF THE MEMBERS OF THE STATE TAX COMMISSION AND THEIR COMPENSATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 83 By Mr. Tanner

AN ACT AMENDING SECTIONS 1 AND 2, CHAPTER 89, LAWS OF UTAH, 1933, PROVIDING FOR THE RELEASE, RELINQUISHMENT AND CONVEYANCE TO THE UNITED STATES OF AMERICA OF A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP THIRTY-SIX SOUTH, RANGE 4 WEST, SALT LAKE BASE AND MERIDIAN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 84 By Judiciary Committee

AN ACT TO SECURE THE ATTENDANCE OF WITNESSES FROM WITHOUT THIS STATE IN GRAND JURY INVESTIGATIONS, CRIMINAL PROSECUTIONS AND PROCEEDINGS, TO PROVIDE FOR THE ATTENDANCE OF WITNESSES WITHIN THIS STATE AT GRAND JURY INVESTIGATIONS, CRIMINAL PROSECUTIONS IN OTHER STATES, THE DISTRICT OF COLUMBIA AND THE TERRITORIES OF THE UNITED STATES, AND TO MAKE UNIFORM THE LAW WITH RESPECT THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 85 By Mr. Billings

AN ACT CREATING A UINTAH BASIN BRANCH OF THE UTAH STATE AGRICULTURAL COLLEGE AT ROOSEVELT, PLACING THE SAME UNDER THE MANAGEMENT AND CONTROL OF THE BOARD OF REGENTS OF THE UTAH STATE AGRICULTURAL COLLEGE, LIMITING THE COURSE OF STUDY, AND PRESCRIBING ENTRANCE REQUIREMENTS THEREIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 86 By Mr. Holmes

AN ACT PROVIDING FOR PARTICIPATION OF THE STATE OF UTAH IN THE GOLDEN GATE INTERNATIONAL EXPOSITION IN SAN FRANCISCO, CALIFORNIA, IN 1939, FOR THE PURPOSE OF INCREASING TOURIST TRAVEL IN UTAH AND ADVERTISING UTAH'S AGRICULTURAL, INDUSTRIAL, COMMERCIAL AND RECREATIONAL RESOURCES; PROVIDING FOR THE APPOINTMENT OF A COMMISSION TO ARRANGE AND MANAGE SUCH PARTICIPATION; AND PROVIDING THE NECESSARY FUNDS THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 87 By Mr. Farr

AN ACT AMENDING SECTION 19-5-79, REVISED STATUTES OF UTAH, 1933, RELATING TO TAX FOR EXHIBITS ENCOURAGING TRADE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 88 By Mr. Huggins

AN ACT TO AMEND SECTION 18-2-39, REVISED STATUTES OF UTAH, 1933, RELATING TO CLASSIFICATION OF STOCK AND RIGHT TO VOTE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 89 By Mr. Huggins

AN ACT AMENDING 77-0-5, REVISED STATUTES OF UTAH, 1933, ENUMERATING THE GENERAL POWERS OF RAILROAD CORPORATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 10 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Strike the title and insert the following, "AN ACT AMENDING SECTION 80-10-25, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 83, LAWS OF UTAH, 1935, AND REPEALING SECTION 80-10-26 AND 80-10-27, REVISED STATUTES OF UTAH, 1933; EXTENDING THE TIME WHEN TAXES SHALL BECOME DELINQUENT.

Strike the whole of Section 2 and insert the following in lieu thereof:

Section 2. Section 80-10-25, Revised Statutes of Utah, 1933, as amended by chapter 83, Laws of Utah, 1935, is amended to read as follows:

80-10-25. All taxes, except those otherwise specifically provided for, unpaid at 12:00 M. on the ( ) *10th of December,* or if that day falls on a Sunday or a holiday, then at 12:00 M. on the ( ) *9th day of December* of each year following the date of levy are delinquent and the county treasurer shall then close his office for the receipt of taxes until he has prepared his delinquent list for publication. All delinquent taxes shall be subject to a penalty of 2% of the amount of such taxes, and the amount of taxes and penalty shall bear interest at the rate of 8% per annum from the 1st day of January following the date of delinquency until paid.

The county treasurer may accept and credit on account against taxes becoming due during the current year, at any time before or after the levies are made, but not subsequent to date of delinquency, payments in amounts of not less than $10 or the full amount of said tax remaining unpaid at any time before delinquency.

On motion of Senator Parratt the bill was amended as follows:

In Section 2, after the figures "12:00" strike the "M." and insert the word "noon" in lieu thereof.

Also strike the symbols "%" and insert the words "per cent".

S. B. No. 10 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Huggins, Peterson.

S. B. No. 10 was transmitted to the House.

Senator Holbrook moved that *S. B. No. 12* retain its present position on the Third Reading Calendar.

Motion Carried.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 27 was read the second time.

Committee report read and adopted.

S. B. No. 27 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr (exp. vote), Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Peterson.

On motion of Senator Royle the rules were suspended and *S. B. No. 27* was read the third time and placed on its final pasage.

On motion of Senator Parratt the bill was amended as follows:

Line 14, strike the comma and change the word "records" to read "record".

S. B. No. 27 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Peterson.

S. B. No. 27 was transmitted to the House.

Upon unanimous consent of the Senate *S. B. No. 21* was withdrawn.

INTRODUCTION OF BILLS

S. B. No. 90 By Mr. Hopkin

AN ACT TO AMEND SECTION 16 CHAPTER 5 OF TITLE 19 REVISED STATUTES OF UTAH, 1933, PROVIDING FOR THE KEEPING OF BOOKS BY THE BOARDS OF COUNTY COMMISSIONERS AND REQUIRING THE MONTHLY PUBLICATION OF A STATEMENT CONTAINING EXTRACTS THEREFROM, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 91 By Mr. Huggins

AN ACT TO AMEND SECTION 103-53-2 REVISED STATUTES OF UTAH, 1933, RELATING TO TRANSACTION OF BUSINESS ON SUNDAY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 92 By Judiciary Committee

AN ACT TO AMEND SECTION 28-5-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE FEES AND MILEAGE OF WITNESSES ATTENDING UPON THE DISTRICT COURT OR A GRAND JURY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 93 By Mrs. Lund

AN ACT AMENDING SECTION 75-11-3, REVISED STATUTES OF UTAH, RELATING TO THE ORGANIZATION OF BOARDS OF EDUCATION AND TO THEIR PRESIDENTS, VICE PRESIDENTS, CLERKS, TREASURERS, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Huggins the Senate resolved itself into Executive Session.

On motion of Senator Huggins the Executive Session dissolved.

Senator Huggins moved that a committee be appointed to draft and present a resolution to be forwarded to the Honorable Senator William H. King, requesting him to call to the attention of the president of the United States our desire for the appointment of a Utah lawyer to the position as judge of the 10th Judicial District of the federal court to fill the vacancy caused by the death of Judge George T. McDermitt.

Motion carried.

The President appointed as such a committee Senators Huggins and Parratt.

Senator Billings moved that when we do adjourn it be until Monday, January 25, 1937 at 2:00 p. m.

Motion carried.

On motion of Senator Grover the Senate adjourned.

FIFTEENTH DAY

January 25, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present except Senators Huggins, Hopkin and Stewart, excused.

Prayer by the Chaplain.

January 25, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the twelfth day and find it correct with minor amendments noted on the final copy.

Respectfully,
CLARENCE E. BAKER,
MRS. A. C. LUND.

Report adopted and filed.

The President appointed Senators Stevens and Snow to revise the Journal for the week beginning January 25, 1937.

REPORTS OF STANDING COMMITTEES

January 25, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 68* report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 68 was placed on the Second Reading Calendar.

January 25, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 67* report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 67 was placed on the Second Reading Calendar.

January 22, 1937.

Mr. President:

We, your Committee on Education, to which was referred *S. B. No. 38* reports same out favorably.

Respectfully,
CLARENCE E BAKER,
Chairman.

Report filed.

S. B. No. 38 was placed on the Second Reading Calendar.

January 25, 1937.

Mr. President:

We, your Committee on State and Municipal Affairs to which was referred *S. B. No. 15,* by Mr. Grover, hereby report the same out favorably with the following amendment:

Page 1, line 5, delete the word "four" and insert the word "two".

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 15 was placed on the Second Reading Calendar.

January 25, 1937.

Mr. President:

We, your Committee on State and Municipal Affairs, to which was referred *S. B. No. 7,* by Mr. Nelson, hereby report the same back favorably with the following amendments:

Page 1, line 7, after the word "Governor" insert the words "by proclamation".

Page 1, line 8, after the word "committee" insert the following: ", or the County Committees of the senatorial district in which the vacancy occurs."

Page 1, line 10, after the word "vacancy" insert the following: "it shall require a two-thirds majority of the committee or committees voting to make a nomination."

Page 1, line 12, after the period, insert the following: "In senatorial districts embracing more than one county, the county committees, when meeting, shall elect a chairman, vice-chairwoman, and secretary who shall immediately certify to the county clerk of the county in which the person nominated resides, the name of the person chosen to fill the vacancy."

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 7 was placed on the Second Reading Calendar.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 36* by Mr. Grover and Mr. Lindstrom, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 36 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 37* by Mr. Snow, Mrs. Stewart and Mr. Grover, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 37 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 46* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 46 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 51* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 51 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 52* by Mrs. Lund, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 52 was ordered printed and referred to the Committee on Education.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 53* by Mr. Holmes, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 53 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 54* by Mr. Holmes, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 54 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 59* by Mr. Maw, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 59 was ordered printed and referred to the Committee on Judiciary.

January 22, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 61* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 61 was ordered printed and referred to the Committee on Revenue and Taxation.

January 22, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 64* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 64 was ordered printed and referred to the Committee on Revenue and Taxation.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 65* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 65 was ordered printed and referred to the Committee on Revenue and Taxation.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 66* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 66 was ordered printed and referred to the Committee on Revenue and Taxation.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 69* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 69 was ordered printed and referred to the Committee on Public Institutions.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 70* by Mr. Holbrook with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 70 was ordered printed and referred to the Committee on Highways.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 71* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 71 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 72* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 72 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 74* by Mr. Nelson, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 74 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 75* by Mr. Nelson, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 75 was ordered printed and referred to the Committee on Judiciary.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 76* by Mr. Maw, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 76 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 77* by Mr. Maw, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 77 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 78* by the Committee on Education, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 78 was ordered printed and referred to the Committee on Education.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 79* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 79 was ordered printed and referred to the Committee on Appropriations and Claims.

January 25, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 82* by Mr. Holbrook, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 82 was ordered printed and referred to the Committee on Judiciary.

COMMUNICATIONS FROM THE HOUSE

January 22, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 12*, by Mr. Loveless, entitled, "AN ACT AMENDING SECTION 3-3-8, REVISED STATUTES OF UTAH, 1933, RELATING TO AGRICULTURE; PERTAINING TO CROP PESTS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,

Communication filed. Chief Clerk.

H. B. No. 12 was read the first time and referred to Committee on Agriculture.

January 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 13,* by Mr. Bonacci,, entitled, "AN ACT PROVIDING FOR THE SAFETY OF PERSONS EMPLOYED IN AND ABOUT COAL MINES; PROVIDING FOR "MINERS EXAMINING BOARDS'; PROVIDING THE DUTIES OF, AND FOR THE EXAMINATION BY SUCH BOARDS, OF PERSONS SEEKING EMPLOYMENT AS COAL MINERS; FIXING FEES TO BE PAID BY SUCH APPLICANTS AND COMPENSATION OF MEMBERS OF SUCH BOARDS; AND PROVIDING A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ACT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 13 was read the first time and referred to Committee on Mining and Smelting.

COMMUNICATION FROM THE GOVERNOR

January 22, 1937.

TO THE LEGISLATURE:

Pursuant to Section 12, Article VII, Constitution of the State of Utah, I hereby submit to you a report showing the remission of fines, the reprieves and commutations of sentences granted by the State Board of Pardons since the last regular session of the State Legislature.

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

REPORT OF REMISSION OF FINES, REPRIEVES AND COMMUTATIONS GRANTED BY STATE BOARD OF PARDONS SINCE LAST REGULAR SESSION OF STATE LEGISLATURE

KOULIZAS, ANDROS. Convicted in Carbon County on a charge of murder in the first degree. Received at the Utah State Prison June 1, 1922. Life sentence *commuted* to fifteen years by the Board, on September 16, 1933. Application for *commutation* was again granted by the Board on April 20, 1935, effective June 1, 1936.

EDGER, DONALD. Convicted in Davis County on a charge of petit larceny, and sentenced to Davis County Jail. *Reprieve* granted by the Governor, approved by the Board on September 30, 1935.

GONZOLES, GONZOLA. Convicted in San Juan County on a charge of second degree burglary and sentenced to San Juan County Jail. *Reprieve* granted by Governor, approved by Board, on November 16, 1935.

MITCHELL, CHARLES. Convicted in Salt Lake County on a charge of possessing opium and sentenced to Salt Lake County Jail. *Reprieve* granted by Governor, approved by Board, on January 11, 1936.

GREEN, DELBERT. Convicted in Davis County on a charge of murder in the first degree. Received at the Utah State Prison March 19, 1932. *Reprieve* granted by Governor, approved by Board on June 25, 1935, terminated September 30, 1935. *Reprieve* granted by Governor, approved by Board, on January 23, 1936, terminated April 18, 1936.

COSCO, LEONARD. Convicted in Salt Lake County, on a charge of violating liquor law and sentenced to Salt Lake County Jail. *Reprieve* granted by the Governor, approved by Board, on May 16, 1936.

CRANDALL, ROBERT B. Convicted in Grand County, on a charge of grand larceny and sentenced to serve from one to ten years in the State Prison, or pay fine of $250.00. *Reprieve* granted by the Governor, approved by Board, on October 17, 1936.

DROUBAY, ELIZABETH. Convicted in Salt Lake County on a charge of murder in the first degree. Received at the Utah State Prison May 1, 1933. Life sentence *commuted* to ten years by Board, on November 24, 1936.

Report of Remission of Fines, Reprieves and Commutations referred to a special Committee consisting of Senators Stevens, Lund and Grover.

The President introduced Mrs. Burton W. Musser, a former State Senator and also the only lady member representing the United States in the recent Pan-American Peace Conference, who addressed the Senate briefly.

An invitation was received from Mr. Garland H. Pace, Superintendent of the Utah State Hospital, to visit said institution on February 6, 1937.

Representative Jensen appeared and invited the Senate to meet with the Third House for a party next Thursday night in Memory Grove.

On motion of Senator Holbrook the invitation was accepted.

Senator Holmes moved that each Senator be allowed fifteen names on his mailing list.

Motion carried.

INTRODUCTION OF BILLS

S. J. R. No. 2 By Mr. Thornton

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 3, OF ARTICLE 10, OF THE CONSTITUTION RELATING TO THE PRO-

CEEDS OF LANDS AND OTHER PROPERTY AND CREATING A PERMANENT FUND AND A UNIFORM SCHOOL FUND FOR THE COMMON AND PUBLIC SCHOOLS, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 3 By Mr. Thornton

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO THE RATE OF TAXATION, PURPOSES AND DISTRIBUTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 4 By Mr. Stevens

CONSTITUTIONAL AMENDMENT—RESTRICTION OF USE OF PROCEEDS FROM SPECIAL TAXATION OF MOTOR VEHICLES AND MOTOR FUELS, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 5 By Mr. Baker

A JOINT RESOLUTION PROPOSING AN AMENDMENT OF SECTIONS 2, 3, 5 and 6 OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO THE SUPREME COURT, HOW CONSTITUTED, TERMS OF OFFICE, QUALIFICATIONS OF JUDGES, DISTRICT COURTS, HOW CONSTITUTED, TERMS OF OFFICE, JURISDICTION, JUDGES PRO TEMPORE, CHANGE OF JUDICIAL DISTRICTS BY THE LEGISLATURE, SELECTION OF JUDCIARY, REMOVAL OF JUDGES FROM OFFICE AND EFFECT ON INCUMBENT JUDGES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 94 By Mr. Nelson

AN ACT GIVING TO THE STATE BOARD OF AGRICULTURE POWERS, UPON PETITION OF CERTAIN GROUPS INTERESTED IN THE PRODUCTION, DISTRIBUTION AND CONSUMPTION OF MARKET MILK, TO CREATE MARKET AREAS, PROVIDE ADMINISTRATIVE AGENCIES IN SAID MARKET AREAS, PROVIDE FOR FAIR TRADE PRACTICES AND THE CONTROL OF SURPLUS MILK, LICENSING OF PRODUCERS, DISTRIBUTORS AND MILK DEALERS IN THE MARKET AREAS, PROVIDING FOR MINIMUM MARKET PRICES FOR MARKET MILK AND MILK PRODUCTS, AND PROVIDING A PROCEDURE WHEREBY SAID POWERS MAY BE EXERCISED, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 12 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Page 1, line 8, strike the last five words and insert the words "may appoint" in lieu thereof.

Line 9, strike the words "shall be appointed by such bureau, and".

Page 6, line 5, after "Section 9" insert the following: "The legislative reference bureau shall be continued from one legislative session to the next only in the event that an appropriation is made therefor and that the members are appointed as provided in section 1. The funds appropriated by the legislature for the purposes of the bureau shall be used to defray the expenses and compensation of the director and necessary assistants and for supplies and other expenses, including the actual and necessary expenses of the bureau members."

Senator Snow moved to amend the amendment by striking the word "continued" and inserting the word "active".

Motion as amended carried.

On motion of Senator Holbrook the bill was amended as follows:

Page 6, line 18, after the word "court" insert a period and strike the balance of the paragraph.

Line 25, preceding the figures "$3000" insert the words "shall be".

On motion of Senator Parratt the bill was amended as follows:

Page 6, Section 9, Line 1, strike the word "active" and insert the word "continued" in lieu thereof.

Line 2, after the word "next" strike the words "only in the event that an" and insert the words "even though no" in lieu thereof.

Line 3, strike the word "and" and insert the word "provided" in lieu thereof. Also strike the word "are" and insert the word "be".

S. B. No. 12 then passed on the following roll call:

Yeas, 15; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Billings (exp. vote), Farr, Frischknecht, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Snow, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Griffin, Nelson, Royle, Tanner.

Absent and not voting: Senators Hopkin, Huggins, Stewart.

S. B. No. 12 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 28 was read the second time.

Committee report read and adopted.

On motion of Senator Baker the bill was amended as follows:

Line 5, after the word "by" insert the words "the president or secretary".

Line 6, after the word "commission" insert the words "in writing on January 1 of each year".

S. B. No. 28 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Griffin, Hopkin, Huggins, Stewart.

On motion of Senator Royle the rules were suspended and *S. B. No. 28* was read the third time and placed on its final passage.

On motion of Senator Parratt *S. B. No. 28* was made a special order of business for January 26, 1937, at 2:30 p. m.

S. B. No. 25 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the bill was amended as follows:

Line 2, strike the words "the employees of" and insert the words "any person employed by" in lieu thereof.

Line 3, strike the word "during" and insert the words "directly involved at" in lieu thereof. Also after the word "dispute" insert the words "is called or during the time such strike, lockout or dispute" and after the word "exists" place a period.

Line 4, strike the line.

S. B. No. 25 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Hopkin, Huggins, Stewart.

On motion of Senator Lindstrom the Senate adjourned.

SIXTEENTH DAY

January 26, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present except Senators Huggins and Stewart, excused.

Prayer by the Chaplain.

January 26, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DANIEL STEVENS,
GLENN E. SNOW.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 26, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 18* by Hr. Huggins and Mr. Royle, reports the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 18 was placed on the Second Reading Calendar.

January 26, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 14* by Mr. Grover, begs leave to report back favorably.

Respectfully,

L. E. NELSON,
Chairman.

Report filed.

S. B. No. 14 was placed on the Second Reading Calendar.

January 26, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 1* by Mr. Maw and Mr. Royle, reports the same out favorably with the following suggestions made by the Committee:

(1) Fees reduced.

(2) County Committees be elected at primary.

(3) That it be made easier for minority parties to get on the ticket.

Respectfully,

L. E. NELSON,
Chairman.

Report filed.

S. B. No. 1 was placed on the Second Reading Calendar.

On motion of Senator Holbrook *S. B. No. 1* was made a Special Order of business for Thursday, January 28th, 1937 at 2:30 p. m.

January 26, 1937.

Mr. President:

We, your Committee on Highways, to which was referred *S. B. No. 9*, desire at this time to report that we are making progress, but ask that we be permitted to hold the bill for two more days.

Respectfully,

DANIEL STEVENS,
Chairman.

Report adopted and filed.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 80* by Mr. Farr, Mr. Holmes and Mr. Stevens, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 80 was ordered printed and referred to the Committee on Fish and Game.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 83* by Mr. Tanner, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 83 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 86* by Mr. Holmes, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 86 was ordered printed and referred to the Committee on Social Relations and Relief.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 87* by Mr. Farr, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 87 was ordered printed and referred to the Committee on Revenue and Taxation.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 90* by Mr. Hopkin, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 90 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 91* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 91 was ordered printed and referred to the Committee on Judiciary.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 92* by the Committee on Judiciary, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 92 was ordered printed and referred to the Committee on Judiciary.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 93* by Mrs. Lund, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 93 was ordered printed and referred to the Committee on Education.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. C. M. No. 1* by Mr. Hopkin, with a few minor changes assented to by the author, and recommend the memorial be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. C. M. No. 1 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. J. R. No. 2*, by Mr. Thornton, with a few minor changes assented to by the author, and recommend the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 2 was ordered printed and referred to the Committee on Education.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. J. R. No. 3* by Mr. Thornton, with a few minor changes assented to by the author, and recommend the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 3 was ordered printed and referred to the Committee on Education.

January 26, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. J. R. No. 4* by Mr. Stevens, introduced by designation and title only, and recommend the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 4 was ordered printed and referred to the Committee on Highways.

REPORT OF SPECIAL COMMITTEE

January 26, 1937.

Mr. President:

We, your Special Committee, to which was referred the report of his Excellency, Governor Henry H. Blood, concerning the report of the Commission of fines, reprieves and commutations granted by the State Board of Pardons since the last session of the Legislature, beg leave to report that after careful consideration of the same, they recommend that the Senate approve the report as submitted.

Respectfully,

DANIEL STEVENS,
MRS. A. C. LUND,
WENDELL GROVER.

Report adopted and filed.

On motion of Senator Lund the President appointed a committee consisting of Senators Lund, Snow and Baker to draft a resolution of condolence to the family of Mr. George M. Cannon, the first President of the Utah State Senate, who recently passed away.

Senator Holbrook moved that all bills calling for appropriations be left with the Committee on Appropriations and Claims until the general appropriation bill is reported out.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 95 By Mr. Snow

AN ACT AMENDING SECTION 75-7-27, REVISED STATUTES OF UTAH, 1933, RELATING TO THE APPORTIONMENT OF REVENUE IN EQUALIZATION FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 96 By Mr. Thornton

AN ACT AMENDING CHAPTER 7, TITLE 15, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 15-7-23X, REVISED STATUTES OF UTAH, 1933, RELATING TO ASSESSMENT OF SPECIAL TAXES WHERE DONATIONS OR CONTRIBUTIONS ARE MADE FOR LABOR AND/OR MATERIAL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 97 By Mr. Thornton

AN ACT AMENDING SECTION 15-7-62, REVISED STATUTES OF UTAH, 1933, RELATING TO SPECIAL IMPROVEMENT WARRANTS, WHEN ISSUED AND PURPOSE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 98 By Mr. Grover

AN ACT AMENDING TITLE 79, REVISED STATUTES OF UTAH, 1933, BY ADDING IN AND TO SAID TITLE, A NEW CHAPTER REGULATING THE PRACTICES OF PLUMBERS; PROVIDING FOR CERTAIN QUALIFICATIONS, EXAMINATION, AND REGISTRATION OF PLUMBERS; PROVIDING PENALTIES FOR UNREGISTERED PERSONS ENGAGING IN THE TRADE OF PLUMBING AND FOR UNPROFESSIONAL CONDUCT OF PLUMBERS; PROVIDING FOR A REPRESENTATIVE COMMITTEE, FEES, INTERPETATION OF ACT, EXEMPTIONS, AND FOR GENERAL PROVISIONS OF TITLE 79 TO BE APPLICABLE TO ADMINISTRATION, ENFORCEMENT AND PENALTIES OF ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 99 By Mr. Baker

AN ACT REPEALING SECTION 9 OF CHAPTER 39, LAWS OF UTAH, REGULAR SESSION, 1933, RELATING TO HOURLY WAGES ON PUBLIC WORKS WHERE MEN ARE EMPLOYED AND PAID OUT OF EMERGENCY RELIEF OR R. F. C. FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 100 By Mr. Nelson

AN ACT TO AMEND SECTION 86-1-47, LAWS OF UTAH, 1933, RELATING TO DEFAULT IN PAYMENTS, CANCELLATION, NOTICE, EXTENSION AND RE-INSTATEMENTS OF STATE LAND CONTRACTS AND LEASES AND RIGHT TO PURCHASE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 101 (Sub. for S. B. No. 26) By Mr. Stevens

AN ACT TO REDUCE THE ANNUAL LICENSE FEES FOR THE SALE OF CIGARETTES, CIGARETTE PAPERS AND OLEOMARGARINE, TO ELIMINATE REQUIREMENT OF POSTING A BOND IN CERTAIN CASES, TO CHANGE THE PENALTY PROVISION, AND TO REDUCE THE AMOUNT OF DISCOUNT ALLOWED ON PURCHASE OF STAMPS, AND TO AMEND SECTIONS 93-1-2, 93-1-3, 93-1-5, AND 93-1-10 REVISED STATUTES OF UTAH, 1933 AS AMENDED BY CHAPTER 17, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, was read the first time and referred to the Committee on Revision and Enrolling.

Upon unanimous consent of the Senate, *S. B. No. 26* was withdrawn.

S. C. R. No. 1 By Mr. Lamoreaux

A CONCURRENT RESOLUTION TO THE UNITED STATES SENATE RESPECTING THE RATIFICATION OF THE TREATIES AGREED UPON AT THE INTER-AMERICAN PEACE CONFERENCE AT BUENOS AIRES, was read the first time and referred to the Committee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 28 on final passage.

On motion of Senator Royle the bill was amended as follows:

Line 11, strike the figure "3" and insert the figure "4".

Line 13, strike the figure "4" and insert the figure "5".

Insert a new Section 3 to read as follows, "Notices of all changes in organization, addresses or any of the information required by Section 1 of this act shall be reported to the Industrial Commission within ten days after the changes are made".

S. B. No. 28 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Huggins, Lamoreaux, Stewart.

S. B. No. 28 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 25 was read the third time and placed on its final passage.

Due to the absence of the author of *S. B. No. 25* said bill was held on the Third Reading Calendar for further consideration.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 19 was read the second time.

Committee report read and adopted.

S. B. No. 19 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Snow.

Absent and not voting: Senators Huggins, Stewart.

S. B. No. 17 was read the second time.

Committee report read and adopted.

On motion of Senator Billings the bill was amended as follows:

Page 2, line 17, strike the word "shall" and insert the word "may" in lieu thereof.

Line 22, strike the period and insert the following, ", and if not so used shall revert to the general district school fund in the counties involved."

Senator Stevens moved that *S. B. No. 17* retain its place at the head of the Second Reading Calendar.

Motion carried.

Senator Stevens moved that *S. B. No. 30* retain its position on the Second Reading Calendar.

Motion carried.

S. B. No. 13 was read the second time.

Committee report read and adopted.

On motion of Senator Billings the rules were suspended and *S. B. No. 13* was read the third time and placed on its final passage.

S. B. No. 13 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Huggins, Royle, Stewart.

S. B. No. 13 was transmitted to the House.

S. B. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Lindstrom the bill was amended as follows:

Strike the title and insert the following:

"AN ACT AMENDING CHAPTER 6, TITLE 75, REVISED STATUTES OF UTAH, 1933, BY ADDING NEW SECTIONS TO BE KNOWN AS SECTIONS 75-6-6, 75-6-7, 75-6-8 AND 75-6-9, REVISED STATUTES OF UTAH, 1933, RELATING TO A JUNIOR COLLEGE AT PRICE, UTAH."

Strike the whole of Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 and insert the following in lieu thereof:

"Section 1. Chapter 6, Title 75, Revised Statutes of Utah, 1933, is hereby amended by adding new sections to be known as sections 75-6-6, 75-6-7, 75-6-8 and 75-6-9, Revised Statutes of Utah, 1933, to read as follows:

"75-6-6. There shall be at Price City, Carbon County, State of Utah, a state school to be known as the Carbon College, a junior college. The course of study therein shall be limited to the first two years of college work and shall be open for registration of students for the school year 1938 upon condition that the taxing units of Carbon County shall provide a suitable campus. Said school shall be maintained by the state.

"75-6-7. The state board of education shall have the management and control of said school, prescribe the course of study, employ a supervisor, and prescribe qualifications upon present and prescribed entrance requirements of students to said school.

"75-6-8. The same usual entrance registration fee and the same tuition fee per quarter shall be required of all students entering said school as is required of all other like state operated schools within the state. The uniform registration and tuition fees shall be determined by the state board of education.

"75-6-9. All claims against said school shall be approved by the state board of education and the state board of examiners.

"Section 2. This act shall take effect upon approval."

S. B. No. 6 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Huggins, Nelson, Stewart.

Senator Holbrook moved that a Special Committee be appointed to study the junior college problem and report its findings as quickly as possible, and that *S. B. No. 6* retain its position on the Third Reading Calendar until such a report is made.

Motion carried.

COMMUNICATION FROM THE GOVERNOR

January 26, 1937.

Hon. Herbert B. Maw, President
Utah State Senate
Building

Dear Senator Maw:

I am transmitting herewith a petition addressed to the Governor and the Legislature of the State of Utah and signed by residents of this state urging the enactment of an Old Age Pension law which will provide that all indigent citizens over sixty-five years of age be allowed a pension of $30 per month.

Very truly yours,
HENRY H. BLOOD,
Governor.

Communication and petition placed on file.

On motion of Senator Parratt the Senate adjourned.

SEVENTEENTH DAY

January 27, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present, except Senators Huggins and Stewart, excused.

Prayer by the Chaplain.

January 27, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the sixteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,
DANIEL STEVENS,
GLENN E. SNOW.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 27, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 58* by Mr. Royle, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 58 was ordered printed and referred to the Committee on Health and Labor.

January 27, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 81* by Mr. Maw, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 81 was ordered printed and referred to the Committee on Judiciary

January 27, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 9* by Mr. Maw begs leave to report the same out without recommendation.

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 9 was placed on the Second Reading Calendar.

REPORT OF SPECIAL COMMITTEE

January 27, 1937.

Mr. President:

We, your Special Committee appointed to draft the resolution of condolence to the family of George M, Cannon, Sr., respectfully report that we have drawn such a resolution and return it herewith.

Respectfully,

MRS. A. C. LUND,
GLENN E. SNOW,
CLARENCE E. BAKER.

Report filed.

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF GEORGE M. CANNON, SR.

WHEREAS, George M. Cannon, Sr., died at Salt Lake City on the 23rd day of January, 1937; and

WHEREAS, said George M. Cannon lead a life of distinguished service to the State of Utah, and was recognized by his fellow citizens in many capacities, wherein he rendered signal service, among such being service in the Utah State Constitutional Convention, and as first president of the Utah State Senate; and

WHEREAS, his life and service have earned him the esteem of the citizenry of Utah.

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the 22nd legislature of the State of Utah, that we extend to the family of said George M. Cannon, Sr., our sincere condolences. In so doing we express the great esteem of the people of the State of Utah for one who rendered to the State and Nation such distinguished and valuable service.

Resolution adopted and transmitted to the family of Mr. George M. Cannon, Sr.

The President appointed a committee consisting of Senators, Parratt, Thornton, Snow, Farr and Lindstrom to investigate and report its findings to the Senate relative to the establishment of Junior Colleges in the State of Utah.

INTRODUCTION OF BILLS

S. B. No. 102 By Mr. Royle (By Request)

AN ACT ADDING A NEW PHRASE TO SECTION 15-8-39, REVISED STATUTES OF UTAH, 1933, REQUIRING PAWNBROKERS AND LOAN AGENCIES TO OBTAIN LICENSES FROM THE STATE BANK COMMISSIONER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 103 By Mr. Royle (By Request)

AN ACT AMENDING SECTION 7-8-8, REVISED STATUTES OF UTAH, 1933, RELATING TO LOANS AND ADVANCEMENTS MADE ON SECURITY OF SALARIES EARNED OR TO BE EARNED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 104 By Mr. Tanner (By Request)

AN ACT CREATING A JUNIOR COLLEGE AT RICHFIELD, PLACING THE SAME UNDER THE MANAGEMENT AND CONTROL OF THE STATE BOARD OF EDUCATION, LIMITING THE COURSE OF STUDY, AND PRESCRIBING ENTRANCE REQUIREMENTS THEREIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 105 By Mr. Holmes

AN ACT PROVIDING FOR THE PAYMENT OF A PENSION TO SHERIFFS AND DEPUTY SHERIFFS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 106 By Banking and Commerce Committee

AN ACT TO AMEND SECTION 7, CHAPTER 47, LAWS OF UTAH, 1933, AND SECTION 8, CHAPTER 47, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 53, LAWS OF UTAH, 1935, RELATING TO THE DEPOSIT OF PUBLIC FUNDS, THE INTEREST TO BE PAID THEREON, AND THE LIABILITY OF PUBLIC TREASURERS DEPOSITING SUCH FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 107 By Banking and Commerce Committee

AN ACT TO AMEND SECTION 7-1-17, REVISED STATUTES OF UTAH, 1933, AND SECTION 7-3-30, REVISED STATUTES OF UTAH, 1933, RELATING TO NUMBER OF CALL REPORTS PER YEAR, PUBLICATION AND FEES AND QUARTERLY REPORTS OF BANKS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 108 By Banking and Commerce Committee

AN ACT TO AMEND SECTION 7-3-27, REVISED STATUTES OF UTAH, 1933, RELATING TO DIVIDENDS AND SURPLUS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 109 By Mr. Nelson and Mr. Holbrook

AN ACT RELATING TO MUNICIPAL CORPORATIONS; GRANTING TO CITIES AND TOWNS CERTAIN POWERS; AUTHORIZING CITIES AND TOWNS TO USE, PURCHASE, SELL, AND DISPOSE OF ELECTRIC ENERGY INSIDE OR OUTSIDE THEIR CORPORATE LIMITS. TO ACQUIRE, CONSTRUCT, MAINTAIN, AND OPERATE INTERTIE LINES, TRANSMISSION LINES, AND DISTRIBUTION SYSTEM; AND TO EXERCISE THE RIGHT OF EMINENT DOMAIN IN AID OF THE ACQUISITION, CONSTRUCTION, REPAIR, OPERATION, EXTENSION OR BETTERMENT OF ANY PLANT OR SYSTEM FOR TRANSMITTING OR DISTRIBUTING ELECTRICITY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 110 By Mr. Holbrook

AN ACT ABOLISHING THE DEATH PENALTY, AND REPEALING SECTIONS 105-37-5, 105-37-6, AND 105-37-8 TO 105-37-19, REVISED STATUTES OF UTAH, 1933, AND AMENDING SECTIONS

103-28-4 AND 105-37-1, REVISED STATUTES OF UTAH, 1933, RELATING THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 111 By Mr. Baker

AN ACT AMENDING SECTIONS 93-1-1, 93-1-2, 93-1-4, 93-1-5, 93-1-6, 93-1-10 AND 93-1-13, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 17, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, LEVYING AND PROVIDING FOR THE COLLECTION OF A STAMP TAX ON THE SALE OF CIGARETTES, CIGARETTE PAPERS AND OLEOMARGARINE, AND PROVIDING METHOD AND TIME OF AFFIXING STAMPS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 112 By Mr. Farr

AN ACT PROVIDING FOR A GENERAL SYSTEM, BASED UPON INVESTIGATION AS TO MERIT, EFFICIENCY AND FITNESS, FOR APPOINTMENT TO AND HOLDING DURING GOOD BEHAVIOR OF OFFICE AND EMPLOYMENT UNDER STATE AUTHORITY PROVIDING EXCEPTIONS AND DEFINING TERMS, AND, CREATING A STATE CIVIL SERVICE COMMISSION, PROVIDING FOR APPOINTMENT, QUALIFICATIONS, AND EMPLOYEES THEREOF, PRESCRIBING ITS POWERS AND DUTIES, PROVIDING FOR MAKING OF RULES AND REGULATIONS AND KEEPING MINUTES AND RECORDS, PROHIBITING SOLICITATION AND POLITICAL AND RELIGIOUS INFLUENCE, PROVIDING FOR DEPOSITIONS, WITNESSES AND SUBPOENA AND PAYMENT THEREOF, PROVIDING FOR PREFERENCE TO VETERANS, PROVIDING FOR INTERPRETATION BY COURTS AND FOR VALIDITY OF REMAINDER IF PART IS DECLARED UNCONSTITUTIONAL, PROVIDING FOR A SHORT TITLE AND FOR DATE OF EFFECT, MAKING THE WILFUL VIOLATION OF THE PROVISIONS OF THIS ACT A MISDEMEANOR, REPEALING ALL ACTS AND PARTS OF ACTS INCONSISTENT HEREWITH IN SO FAR AS THEY MAY BE INCONSISTENT WITH THE PROVISIONS OF THIS ACT, AND MAKING AN APPROPRIATION THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 113 By Mr. Lamoreaux (By Request)

AN ACT AMENDING SECTIONS 98-3-1 AND 98-3-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 103, LAWS OF UTAH, 1935, RELATING TO THE G. A. R., THE ENCAMPMENT FUND AND THE APPROPRIATIONS THEREFOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 114 By Mr. Stevens

AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE CENTRAL UTAH WATER COMPANY, A UTAH CORPORATION, CERTAIN WATER RIGHTS, RESERVOIRS, INTEREST IN RESERVOIRS, RESERVOIR RIGHTS, LATERALS, CANALS, DITCHES AND EASEMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 115 By Mr. Frischknecht

AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PIUTE RESERVOIR AND IRRIGATION COMPANY, A CORPORATION, CERTAIN LANDS, WATER RIGHTS, RESERVOIR RIGHTS, CANALS, LATERALS, AND EASEMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 19 was read the third time and placed on its final passage.

On motion of Senator Royle *S. B. No. 19* was made a special order of business for this afternoon at 3:30.

S. B. No. 25 on final passage.

On motion of Senator Lamoreaux the bill was amended as follows:

Strike lines 1 to 4 inclusive and insert the following in lieu thereof:

"Section 1. No employee of any employer whose employees are on strike or lockout for any reason shall be deputized, by any sheriff, chief of police, town marshal, officer of the highway patrol, or any other peace officer during the time such strike or lockout exists."

On motion of Senator Baker the bill was amended as follows:

Line 2, of Section 1, after the word "deputized" insert the following: ", for any purpose arising from or in connection with such strike".

S. B. No. 25 then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin (expl. vote), Holbrook, Peterson, Snow, Stevens.

Absent and not voting: Senators Huggins, Stewart.

S. B. No. 25 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 17 on second reading.

On motion of Senator Billings the bill was amended as follows:

Page 2, line 17, strike the word "may" and insert the word "shall".

Line 22, strike the inserted amendment.

On motion of Senator Stevens the bill was amended as follows:

Page 2, line 9, strike the words "by the school district to".

Line 10, after the word "government" insert the words "from the lands producing such funds embraced within such school district".

Line 19, after the word "rodents" insert the words "and pests".

On motion of Senator Peterson the rules were suspended and *S. B. No 17* was read the third time and placed on its final passage.

S. B. No. 17 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Huggins, Lamoreaux, Parratt, Stewart.

S. B. No. 17 was transmitted to the House.

Senator Stevens moved that *S. B. No. 30* retain its position on the Second Reading Calendar.

Motion carried.

S. B. No. 39 was read the second time.

Committee report read and adopted.

S. B. No. 39 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Lamoreaux, Lund, Parratt, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Hopkin, Huggins, Lindstrom, Nelson, Peterson, Royle, Stewart.

SPECIAL ORDER

S. B. No. 19 on final passage.

On motion of Senator Royle the bill was amended as follows:

Strike the title and insert the following:

"AN ACT MAKING IT THE DUTY OF EMPLOYERS, OR PROCESSORS OR DEALERS IN FARM PRODUCTS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES OR OF PRODUCERS FOR THE BENEFIT OF LABOR ORGANIZATIONS OR FARM ORGANIZATIONS, OR ANY OTHER ORGANIZATION OF EMPLOYEES OR FARMERS, AND PROVIDING A PENALTY FOR BREACH OF SUCH DUTY."

Strike lines 1 to10 inclusive and insert the following in lieu thereof.

"Section 1. Whenever an employee of any person, firm, school district, private or municipal corporation within the state of Utah executes and delivers to his employer an instrument in writing whereby such employer is directed to deduct a sum at the rate not exceeding three per cent per month, from his wages and to pay the same to a labor organization or union or any other organization of employees as assignee, it shall be the duty of such employer to make such deductions and to pay the same monthly or as designated by employee to such assignee and to continue to do so until otherwise directed by the employee through an instrument in writing.

Section 2. Whenever any producer of farm products within the state of Utah executes and delivers to a dealer or processor of farm products, either as a clause in a sales agreement or other instrument in writing whereby such processor or dealer is directed to deduct a portion or a percentage of the price to be paid for any such produce, such processor or dealer shall deduct from the price to be paid for any farm product being sold by any such producer to any such processor or dealer, the amount so authorized and the producer or dealer shall pay the same to a farm organization as assignee.

Section 3. Any employer, dealer, or processor who wilfully fails to comply with the duty here imposed shall be guilty of a misdemeanor.

Section 4. Should any part of this act be declared unconstitutional it shall not in any way invalidate the remainder of this act.

Change Section 3 to read Section 5.

On motion of Senator Holbrook the bill was amended as follows:

Line 1 of the title strike the ninth word "OR" and insert the words "AND OF" in lieu thereof.

Senator Holbrook moved that *S. B. No. 19,* as amended, retain its position on the Third Reading Calendar until it can be reprinted.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 34 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the bill was amended as follows:

Page 2, line 10, strike the word "may" and insert the word "shall".

On motion of Senator Parratt the bill was amended as follows:

Page 1, line 15, strike the word "cannot" and insert the word "may-not" in lieu thereof.

S. B. No. 34 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Nelson, Stewart.

S. B. No. 47 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the bill was amended as follows:

Lines 9 and 10, strike the words "the betterment of hunting conditions" and insert the words "range and game management".

S. B. No. 47 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lindstrom, Stewart.

S. B. No. 68 was read the second time.

Committee report read and adopted.

S. B. No. 68 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Peterson, Stewart.

S. B. No. 67 was read the second time.

Committee report read and adopted.

S. B. No. 67 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holbrook, Huggins, Peterson, Stewart.

COMMUNICATIONS FROM THE HOUSE

January 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 15,* by Mr. Burton, entitled, "AN ACT REPEALING TITLE 1, REVISED STATUTES OF UTAH AND ENACTING A LAW RELATING TO ABSTRACTERS AND TO THE BUSINESS OF ABSTRACTING; CREATING A BOARD OF ABSTRACT COMMISSIONERS; PROVIDING ABSTRACTERS REGISTRATION CERTIFICATES AND FOR THE CANCELLATION OF THE SAME AFTER HEARING; PROVIDING A FEE FOR ISSUANCE OF SAID CERTIFICATES; THE FILING OF A BOND OR BONDS; USE OF A SEAL; AND PROVIDING PENALTY FOR VIOLATION THEREOF," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 15 was read the first time and referred to Committee on Judiciary.

January 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. J. R. No. 1,* by Mr. Holbrook, entitled, "A JOINT RESOLUTION RELATING TO WORLD'S FAIRS AND TO A UTAH TRAIL CENTENNIAL EXPOSITION IN THE YEAR 1947," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Parratt the Senate concurred in the House amendments.

S. J. R. No. 1 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holbrook, Huggins, Peterson, Stewart.

S. J. R. No. 1 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

On motion of Senator Hopkin the Senate adjourned.

EIGHTEENTH DAY

January 28, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present, except Senators Huggins and Stewart, excused.

Prayer by the Chaplain.

January 28, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the seventeenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DANIEL STEVENS,

GLENN E. SNOW.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. J. R. No. 1*, by Mr. Holbrook, entitled: A JOINT RESOLUTION RELATING TO WORLD'S FAIRS AND TO A UTAH CENTENNIAL EXPOSITION IN THE YEAR 1947, have examined same and have carefully compared the resolution as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. J. R. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 85* by Mr. Billings, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 85 was recommitted to the Committee on Revision and Enrolling to be held by said committee.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 88* by Mr. Huggins, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 88 was ordered printed and referred to the Committee on Judiciary.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 89* by Mr. Huggins, with a few minor changes assented to by the author, and recomend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 89 was ordered printed and referred to the Committee on Judiciary.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 95* by Mr. Snow, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 95 was ordered printed and referred to the Committee on Education.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 96* by Mr. Thornton, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

Upon unanimous consent of the Senate, *S. B. No. 96* was withdrawn.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 97* by Mr. Thornton, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

Upon unanimous consent of the Senate, *S. B. No. 97* was withdrawn.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 99* by Mr. Baker, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 99 was ordered printed and referred to the Committee on Health and Labor.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 101* by Mr. Stevens, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 101 was ordered printed and referred to the Committee on Revenue and Taxation.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 102* by Mr. Royle, with a few minor changes assented to by the author, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 102 was ordered printed and referred to the Committee on Judiciary.

January 27, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. C. R. No. 1* by Mr. Lamoreaux, and recommend the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. C. R. No. 1 was ordered printed and referred to the Committee on Judiciary.

January 28, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 11* by Mr. Nelson, begs leave to report the same out favorably with the following amendments:

To strike Section 3, page 2.

That the author strike all clauses pertaining to or naming the Fish and Game Department.

Respectfully,

L. E. NELSON,
Chairman.

Report filed.

S. B. No. 11 was placed on the Second Reading Calendar.

January 27, 1937.

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 80* by Mr. Farr, Mr. Holmes, and Mr. Stevens, begs leave to report the same out favorably with the following amendments:

After the word "for" lines 9 and 10, delete, "the betterment of hunting conditions" and insert, "game and range management".

After the word "for" line 21 and page 2, line 1, delete, "the betterment of hunting conditions" and insert "game and range management".

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 80 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 12* by Mr. Loveless, wish to report the same out favorably as amended by the House.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 12 was placed on the Second Reading Calendar.

January 27, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to which was referred *S. B. No. 86,* by Mr. Holmes, wish to report the same out favorably with the exception of Section 2 and recommend favorable action thereon.

Respectfully,

MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 86 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 8,* by Mr. Nelson, and which was referred back to the author for re-writing, beg leave to report the same back favorably and recommend that it be re-printed incorporating the changes made by the author and approved by the Committee.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

On motion of Senator Baker *S. B. No. 8* was ordered reprinted as re-written; the new title of which is as follows:

S. B. No. 8 By Mr. Nelson

AN ACT CREATING THE DEPARTMENT OF JUSTICE; PROVIDING THAT THE ATTORNEY GENERAL SHALL BE HEAD OF THE DEPARTMENT, THAT HE SHALL PERFORM ALL LEGAL SERVICES FOR THE STATE, THAT NO STATE DEPARTMENT, COMMISSION, BOARD, OR AGENCY SHALL EMPLOY ANY LAWYER; TRANSFERRING THE DISTRICT ATTORNEYS TO THE DEPARTMENT OF JUSTICE AND AUTHORIZING THE ATTORNEY GENERAL, WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO EMPLOY DEPUTIES; AND AMENDING SECTIONS 87-6-1, 87-8-4 and 87-8-11, REVISED STATUTES OF UTAH, 1933.

REPORT OF SPECIAL COMMITTEE

January 28, 1937.

Mr. President:

We, your Special Committee, to which was referred the matter of visiting state institutions, beg leave to report as follows:

We recommend that all state institutions requiring no more time than one day to visit them be visited by all members of the legislature desiring to make the visit and that each member of the legislature be

accorded the privilege of taking his wife or husband and that invitation be extended to the secretary of the Senate, the Minute and Docket clerks and Sergeant-at-Arms to accompany the legislature on visits to state institutions.

Respectfully,

WILLIAM H. GRIFFIN, JR.,
WARWICK C. LAMOREAUX,
WILL R. HOLMES.

Report adopted and filed.

On motion of Senator Griffin the Senate accepted the invitation to visit the State Institutions in American Fork and Provo on Saturday, February 6, 1937.

INTRODUCTION OF RESOLUTION

S. J. R. No. 6 By Com. on Appropriations & Claims

A JOINT RESOLUTION INSTRUCTING THE JOINT APPROPRIATIONS COMMITTEE TO EXCLUDE ALL APPROPRIATIONS TO PRIVATE AGENCIES.

On motion of Senator Holbrook the rules were suspended and *S. J. R. No. 6* was read the second and third times and placed on its final passage.

S. J. R. No. 6 then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Baker, Frischknecht, Griffin, Grover, Holbrook, Holmes, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Farr, Hopkin, Lamoreaux, Lund.

Absent and not voting: Senators Huggins, Stewart.

S. J. R. No. 6 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 116 By Mr. Royle

AN ACT TO DEFINE, LICENSE AND REGULATE THE BUSINESS OF MAKING LOANS ON MOTOR VEHICLES, INCLUDING THOSE REQUIRED BY LAW TO BE REGISTERED WITH THE SECRETARY OF STATE, AT A RATE OF INTEREST, CONSIDERATION OR CHARGE IN EXCESS OF TEN PER CENT PER ANNUM: TO PRESCRIBE THE MAXIMUM RATE WHICH MAY BE CHARGED, CONTRACTED FOR OR RECEIVED AND THE MAXIMUM AMOUNT WHICH MAY BE LOANED TO ANY ONE PERSON AT SUCH RATE: TO PROVIDE FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS ACT AND PENALTIES FOR VIOLATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 117 By Mr. Lamoreaux

AN ACT TO AMEND SECTION 104-18-1, OF THE REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 118 By Mr. Thornton

AN ACT APPROPRIATING $15,000 TO THE UTAH SCHOOL FOR THE DEAF AND THE BLIND TO PURCHASE, REMODEL, EQUIP, FURNISH, AND OTHERWISE PROVIDE A SITE AND BUILDING AT SALT LAKE CITY FOR THE INDUSTRIAL, EDUCATIONAL, RECREATIONAL, AND WELFARE USES OF THE ADULT BLIND OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

The President introduced Mr. W. Mont Ferry, a former President of the Senate, and Mrs. Elizabeth Hayworth, the first lady Senator of the State of Utah who both addressed the Senate briefly.

The President also acknowledged the presence of Mr. Hamilton Gardner, a former Senate President, and Judge Allan T. Sanford, a former State Senator.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 12 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *H. B. No. 12* was read the third time and placed on its final passage.

On motion of Senator Parratt the bill was amended as follows:

Line 3, strike the comma.

Line 6, insert a comma after the word "larvae". Strike the semi-colon after the word "borer" and insert a comma in lieu thereof, also lower case the "E" in the word "Except".

Line 8, lower case the first letter in the following words, "State Board of Agriculture", also change the semi-colon to a comma.

Line 14, place a comma after the word "shipped".

Line 15, place a comma after the word "salesroom".

Line 16, place a comma after the word "shipped".

H. B. No. 12 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Griffin, Huggins, Stewart.

H. B. No. 12 was returned to the House.

SPECIAL ORDER

S. B. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux the bill was amended as follows:

Page 14, line 27, strike the word "eight" and insert the word "ten" in lieu thereof.

On motion of Senator Maw the bill was amended as follows:

Page 24, line 17, before the first word "votes" insert the word "combined", also change the word "candidate" to read "candidates".

COMMUNICATION FROM THE HOUSE

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. J. R. No. 1*, by Mr. Holbrook, entitled, "A JOINT RESOLUTION RELATING TO WORLD'S FAIRS AND TO A UTAH CENTENNIAL EXPOSITION IN THE YEAR 1947," and the same is returned herewith for transmission to the Secretary of State.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. J. R. No. 1 was transmitted to the Secretary of State.

On motion of Senator Royle the Senate adjourned.

NINETEENTH DAY

January 29, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present, except Senator Griffin, excused.

Prayer by the Chaplain.

January 29, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the eighteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DANIEL STEVENS,
GLENN E. SNOW.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 22, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 56* by Mr. Lamoreaux, begs leave to report back favorably.

Respectfully,

CLARENCE E. BAKER,
Acting Chairman.

Report filed.

S. B. No. 56 was placed on the Second Reading Calendar.

January 22, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 6*, by Mr. Taylor, begs leave to report back favorably.

Respectfully,

CLARENCE E. BAKER,
Acting Chairman.

Report filed.

H. B. No. 6 was placed on the Second Reading Calendar.

January 22, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 49* by Mr. Huggins, has carefully considered said bill and reports the same back without recommendation.

Respectfully,

CLARENCE E. BAKER,
Acting Chairman.

Report filed.

S. B. No. 49 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

Your Committee on Public Institutions begs leave to report *S. B. No. 69* by Mr. Huggins, back favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 69 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. J. R. No. 4* by Mr. Stevens, begs leave to report out without recommendation.

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

S. J. R. No. 4 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 64* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 64 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 65* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 65 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 98* by Mr. Grover.

Since the bill, in almost identical form, has been printed as *H. B. No. 5*, we recommend the Senate bill be printed by designation and title only.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 98 was ordered printed by title and referred to the Committee on Health and Labor.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 100* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 100 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 103* by Mr. Royle and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 103 was returned to its author.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 105* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 105 was ordered printed and referred to the Committee on Public Institutions.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 106* by the Committee on Banking and Commerce and, upon request of the authors, recommends that the bill be returned to them for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 106 was returned to its authors.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 107* by the Committee on Banking and Commerce and, upon request of the authors, recommends the bill be returned to them for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 107 was returned to its authors.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 108* by the Committee on Banking and Commerce, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 108 was ordered printed and referred to the Committee on Banking and Commerce.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 109* by Mr. Nelson and Mr. Holbrook, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 109 was ordered printed and referred to the Committee on State and Municipal Affairs.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 110* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 110 was ordered printed and referred to the Committee on Judiciary.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 111* by Mr. Baker, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 111 was ordered printed and referred to the Committee on Banking and Commerce.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 113* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 113 was ordered printed and referred to the Committee on Appropriations and Claims.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 114* by Mr. Stevens, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 114 was ordered printed and referred to the Committee on Agriculture and Irrigation.

January 29, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 5* by Mr. Baker, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 5 was ordered printed and referred to the Committee on Judiciary.

COMMUNICATIONS FROM THE HOUSE

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, as amended by the Senate, *S. B. No. 10,* by Mr. Holbrook, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 13,* by Br. Billings, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 77, LAWS OF UTAH, 1935, RELATING TO THE PARTICIPATION BY CERTAIN CORPORATIONS IN THE PROVISIONS OF THE NATIONAL HOUSING ACT AND MAKING MORTGAGES INSURED AND DEBENTURES ISSUED BY THE FEDERAL HOUSING ADMINISTRATOR ELIGIBLE FOR DEPOSIT PURPOSES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 13 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

January 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 26,* by Mr. Brewster, entitled, "AN ACT AUTHORIZING COUNTY RECORDERS TO DISPOSE OF CHATTEL MORTGAGES ON FILE TEN YEARS OR MORE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 26 was read the first time and referred to Committee on Judiciary.

January 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 31,* by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 19-18-19, REVISED STATUTES OF UTAH, 1933, RE-

LATING TO THE PUBLIC INSPECTION AND COPYING OF THE RECORDS OF THE COUNTY RECORDER," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 31 was read the first time and referred to Committee on State and Municipal Affairs.

January 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 2*, by Mr. Bennion, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 9, ARTICLE VI OF THE CONSTITUTION OF UTAH, RELATING TO COMPENSATION OF MEMBERS OF THE LEGISLATURE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 2 was read the first time and referred to Committee on Public Institutions.

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. C. M. No. 1*, by Mr. Spence, entitled, "A MEMORIAL TO CONGRESS OF THE UNITED STATES REQUESTING THE CONGRESS TO SUBMIT AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES GIVING CONGRESS THE POWER TO REGULATE THE HOURS OF LABOR IN INDUSTRY," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 1 was read the first time and referred to Committee on Health and Labor.

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 2*, by Mr. Ramey, entitled, "AN ACT AMENDING

SECTION 75-10-2, REVISED STATUTES OF UTAH, 1933, RELATING TO ELECTION OF SCHOOL BOARD MEMBERS IN CITIES OF THE FIRST CLASS," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 2 was read the first time and referred to Committee on Education.

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 3*, by Mr. Ramey, entitled, "AN ACT AMENDING 75-9-6 CHAPTER 9, REVISED STATUTES OF UTAH, 1933, RELATING TO BOARDS OF EDUCATION IN CITIES OF THE FIRST AND SECOND CLASS," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 3 was read the first time and referred to Committee on Education.

January 28, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. C. R. No. 1*, by Mr. Burton, Miss Garff and Mr. Peterson, entitled, "A CONCURRENT RESOLUTION CONGRATULATING THE PRESIDENT OF THE UNITED STATES, FRANKLIN D. ROOSEVELT, UPON HIS BIRTHDAY," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. R. No. 1 was read the first time.

On motion of Senator Grover the rules were suspended and *H. C. R. No. 1* was read the second and third times and placed on its final passage.

H. C. R. No. 1 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Hopkin.

H. C. R. No. 1 was returned to the House.

COMMUNICATION FROM THE GOVERNOR

January 29, 1937.

TO THE SENATE:

In the Governor's Biennial Message to the Twenty-second Legislature will be found a discussion of the problems confronting the State in the administration of public welfare. Reference was made therein to the appointment of a committee to make an intensive study of the situation and to prepare drafts for proposed legislation to be submitted at this session.

These suggested measures have now been prepared and are submitted herewith for your consideration. You will find that they are designated to carry into effect guiding principles which are urged by the Federal Social Security Board and for which I have already expressed, and now renew, my approval.

It is reasonable and proper and in the best interest of those served by the Department of Public Welfare and of the state as a whole,

First, that there shall be local participation both in the administration of public welfare and in the cost of such activities.

Second, that there shall be a central authority empowered to do whatever is necessary to obtain efficient personnel, uniform standards of service and equity of individual benefits throughout the state.

Third, that relations between this state and the federal government shall be sufficiently close to procure for the commonwealth complete financial cooperation under the Federal Social Security Act.

Fourth, that ample powers shall be vested in the proper agencies to make provision for all necessary forms of social security and public welfare work, so that all needy classes or persons shall receive assistance commensurate with their circumstances.

Fifth, that the program adopted be within the financial ability of the state and local governmental agencies and of the taxpaying public.

Sixth, that laws now on the statute books that are in conflict with social security plans to be adopted, or with sound welfare legislation, be repealed.

The committee which studied the Utah problem and prepared the suggested drafts herewith presented include the Hon. G. G. Lindstrom, member of the Senate, the Hon. Walter K. Granger, member of the House, Miss Elizabeth FitzGerald, educator, Dr. J. R. Morrell, chairman of the State Board of Health, and Mr. J. W. Gillman, acting chairman of the State Board of Public Welfare, Mrs. Louise Y. Robison, member of the Board and President of the National Women's Relief Society, and Mr. Hugo B. Anderson, also a Board member and executive secretary of the Salt Lake City Community Chest. They had at their service the experience of the State Department of Public Welfare as represented by its executive officers and legal advisers, and the advice of the Attorney General's office. They also had the advantage of several conferences with representatives of the Federal Social Security Board, and the continuous cooperation of the officers of the American Public Welfare Association. The personnel of the committee, the wide variety of their contacts with the community life of the state, their broad experience, their proven judgment and the facilities at their disposal are items which entitle their recommendations to your earnest and favorable consideration.

Few problems before this Legislature are at the same time more important, more complex, or more pressing than those connected with social security and public welfare. Utah is already in the front rank of the states dealing with these subjects. The legislation submitted herewith will in the judgment of federal and state officials who have studied it rectify deficiencies in our present statutes which in the past have complicated administration of public welfare in Utah.

Respectfully submitted,

HENRY H. BLOOD,

Governor.

Communication filed.

On motion of Senator Holbrook the President appointed a committee consisting of Senators Farr, Thornton and Grover to study the matter of dividing the State of Utah into legislative districts and report its findings to the Senate.

Senator Parratt moved that when we do adjourn it be until Monday, February 1, 1937 at 2:00 p. m.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 119 By Mrs. Lund

AN ACT TO AMEND SECTION 35-2-14, REVISED STATUTES OF UTAH, 1933, PERTAINING TO HEALTH, CONCERNING BIRTH CERTIFICATES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 120 By Mr. Stevens

AN ACT CONSENTING TO THE ACQUISITION BY THE UNITED STATES OF PRIVATE LANDS FOR THE ESTABLISHMENT AND MAINTENANCE OF THE FISH SPRINGS MIGRATORY BIRD SANCTUARY AND SUBJECTING THE RESERVATION OF COAL AND OTHER MINERALS IN STATE LANDS WITHIN THE SAME TO THE RULES AND REGULATIONS OF SUCH SANCTUARY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 121 By Mr. Royle

AN ACT TRANSFERING VARIOUS SANITARY INSPECTION AND SANITARY REGULATIONS, DUTIES NOW IMPOSED ON THE STATE BOARD OF AGRICULTURE, TO THE STATE BOARD OF HEALTH, EMPOWERING THE STATE BOARD OF HEALTH TO MAKE, AMEND, REPEAL, SUSPEND, AND ENFORCE REGULATIONS CONCERNING THE PRODUCTION, TRANSPORTATION, PROCESSING, HANDLING, SAMPLING, EXAMINATION, GRADING, LABELING, REGRADING AND SALE OF MARKET MILK AND MARKET MILK PRODUCTS; THE SANITARY INSPECTION OF DAIRY

HERDS, DAIRIES AND MILK PLANTS; THE ISSUING AND REVOCATION OF PERMITS TO MARKET MILK PRODUCERS AND DISTRIBUTORS; THE PLACARDING OF RESTAURANTS OR OTHER ESTABLISHMENTS SELLING OR SERVING MARKET MILK OR MARKET MILK PRODUCTS; PENALTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 122 By Mr. Royle

AN ACT GIVING STATE BOARD OF HEALTH DISCRETIONARY POWER TO ORGANIZE HEALTH DISTRICTS, PROVIDING FOR THE ORGANIZATION THEREOF, THE FIXING OF SALARIES AND DEFINING OF DUTIES OF OFFICERS AND EMPLOYEES; PROVIDING FOR LOCAL ADVISORY BOARDS, TRANSFERRING TO STATE BOARDS POWERS OF LOCAL HEALTH BOARDS; PROVIDING FOR APPROPRIATION; PROVIDING FOR THE INSPECTION BY THE STATE BOARD OF HEALTH OF WATERSHEDS, WATER SOURCES, AND WATER SYSTEMS, FOR THE CARE OF ALL METHODS, PLANTS AND APPURTENANCES USED FOR WASTE DISPOSAL; DEFINING WASTE; PROVIDING FOR THE REGULATION OF THE USE OF FUMIGATION AND SUBSEQUENT VENTILATION OF BUILDINGS, THE EXAMINATION AND LICENSING OF PERSONS ACTING AS FUMIGATORS, DEFINING FUMIGATION AND PROVIDING FOR THE POSTING OF BONDS AND FOR THE ISSUING OF PERMITS; PROVIDING FOREWARNING GAS AND REGULATING THE SALE OF CYANIDES; PROVIDING FOR CO-ORDINATION POWERS IN THE INDUSTRIAL COMMISSION; PROVIDING FOR PENALTIES FOR THE VIOLATION OF SAID ACT AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, PROVIDING FOR EFFECTIVE DATE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 123 By Mr. Lindstrom

AN ACT REPEALING SECTIONS 14-5-1, 14-5-2, 14-5-3, 14-5-4, 14-5-5, 14-5-6, 14-5-7, 14-5-8, 14-5-9, 14-5-10, AND 14-5-11, REVISED STATUTES OF UTAH, 1933, RELATING TO PUBLIC AID FOR DEPENDENT MOTHERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 124 By Mr. Lindstrom

AN ACT REPEALING SECTIONS 19-12-1, 19-12-2, 19-12-3, 19-12-4, 19-12-5, 19-12-6, 19-12-7, 19-12-8, 19-12-9, 19-12-10, 19-12-11, 19-12-12, 19-12-13, 19-12-14, 19-12-15, 19-12-16, 19-12-17, AND 19-12-18, REVISED STATUTES OF UTAH, 1933, RELATING TO OLD AGE PENSIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 125 By Mr. Lindstrom

AN ACT REPEALING SECTIONS 19-5-68, 19-5-69, 19-5-70, 19-5-71, 19-5-72, 19-5-73, 19-5-74, 19-5-75, 19-5-76, AND 19-5-77, REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY COMMISSIONERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 126 By Mr. Lindstrom

AN ACT REPEALING SECTIONS 1 AND 2, CHAPTER 70, LAWS OF UTAH, 1935, RELATING TO THE ADMINISTRATION OF EMERGENCY RELIEF IN AID OF DESTITUTE RESIDENTS OF THE STATE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 127 By Mr. Lindstrom

AN ACT REPEALING SECTION 2, CHAPTER 88, LAWS OF UTAH, 1935, RELATING TO TAX UPON ESTATES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 128 By Mr. Lindstrom

AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO AGED AND BLIND PERSONS IN NEED, AND AID TO DEPENDENT CHILDREN, AND TO OTHER PERSONS IN NECESSITOUS CIRCUMSTANCES, PRESCRIBING THE CONDITIONS THEREOF, AND REPEALING ALL LAWS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 129 By Mr. Lindstrom

AN ACT TO AMEND SECTIONS 2, 3, 7, AND 8, OF CHAPTER 69, LAWS OF UTAH, 1935, RELATING TO THE STATE DEPARTMENT OF PUBLIC WELFARE, PROVIDING FOR THE APPOINTMENT OF A STATE BOARD OF PUBLIC WELFARE; AUTHORIZING THE APPOINTMENT OF A DIRECTOR AND OTHER ASSISTANTS AND EMPLOYEES OF THE DEPARTMENT AND PROVIDING FOR THEIR COMPENSATIONS; DEFINING THE POWERS AND DUTIES OF SUCH BOARD AND SUCH DIRECTOR; AUTHORIZING THE BOARD TO ACT AS THE OFFICIAL AGENCY OF THE STATE IN THE ADMINISTRATION OF ANY STATE OR FEDERAL FUNDS MADE AVAILABLE FOR RELIEF AND WELFARE PURPOSES; PROVIDING FOR THE CREATION OF COUNTY OR DISTRICT DEPARTMENTS OF PUBLIC WELFARE AND DEFINING THEIR POWERS AND DUTIES; AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 11, 12, 13, 14, 15, 16, 17, AND 18, PROVIDING FOR THE GRANTING, ADMINISTRATION, AND TERMINATION OF GRANTS-IN-AID TO COUNTIES, THE

CREATION AND SELECTION OF MEMBERS OF COUNTY AND DISTRICT WELFARE BOARDS, COUNTY AND DISTRICT WELFARE DIRECTORS, AND OTHER ADMINISTRATIVE EMPLOYEES, DEFINING THE POWERS AND DUTIES OF THE STATE, COUNTY, AND DISTRICT DEPARTMENTS, THE LEVYING AND COLLECTION OF TAXES, INCREASING COUNTY BUDGETS, DEFINITIONS OF TERMS, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 130 By Mr. Stevens

AN ACT TO AMEND SECTION 1, CHAPTER 33, LAWS OF UTAH, 1935, EMPOWERING THE STATE FISH AND GAME COMMISSIONER TO BORROW MONEY FROM THE STATE LAND BOARD AND FROM THE STATE INDUSTRIAL COMMISSION, AND AUTHORIZING EACH OF THE LATTER TO LOAN, FROM FUNDS IN ITS CUSTODY AVAILABLE FOR INVESTMENT, MONEY FOR USE IN CONNECTION WITH PUBLIC PROJECTS, AND PROVIDING FOR THE REPAYMENT THEREOF, AND DECLARING FOR USE OF WATER RIGHTS LANDS AND OTHER NECESSARY PROPERTY FOR SUCH PUBLIC PROJECTS TO BE A PUBLIC USE AND PROVIDING FOR THE RIGHT OF EMINENT DOMAIN FOR THE ACQUISITION OF SUCH WATER RIGHTS, AND OTHER NECESSARY PROPERTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 131 By Mr. Huggins

AN ACT TO AMEND SECTION 28-1-4 OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE FEES OF THE SUPREME COURT OF THE STATE OF UTAH BY CHANGING THE FEE FOR FILING TRANSCRIPT ON APPEAL FROM $12. TO $15, AND PROVIDING THAT SAID FEE SHALL BE IN FULL FOR ALL SERVICES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 132 By Mr. Huggins

AN ACT TO AMEND SECTION 28-2-2 OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE FEES OF THE COUNTY CLERK BY STRIKING FROM THE SCHEDULE OF FEES THE FEE FOR FILING REMITTITUR FROM THE SUPREME COURT AND FOR ENTERING JUDGMENT THEREON, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 133 By Mr. Parratt

AN ACT AMENDING SECTION 103-16-1, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE UNLAWFUL HANDLING

OF EXPLOSIVES IN CITIES AND TOWNS AND PROVIDING FOR OBTAINING PERMISSION FOR THE SALE AND USE OF FIRECRACKERS AND OTHER EXPLOSIVES, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Parratt moved that the rules be suspended and that *S. B. Nos. 123, 124, 125, 126, 127, 128* and *129*, after being corrected by the Committee on Revision and Enrolling, be immediately printed and referred to the Committee on Social Relations and Relief.

Motion carried.

REPORT OF SPECIAL COMMITTEE

January 29, 1937.

Mr. President:

Your Committee on Senate Rules recommends that the rules of the Senate be amended as follows, before they are sent to the printer:

Rule 60, strike the words "rise to put the question, but may state it sitting, and shall".

Rule 80, delete the following words in the first paragraph, "and if not at once disposed of, a time shall be fixed by the committee for the final hearing thereon and a report thereof made to the senate," and insert therefor the following: "A committee chairman making a request for an extension of time shall name the day on which the bill will be reported to the Senate."

Rule 85, strike the words "which shall bear no writing except the number of the bill and the name of the person or committee introducing it."

Rule 86, strike the words "rise from his seat and address the president, and upon being recognized, shall" and also the word "thereupon".

Rule 87, in the seventh line strike the word "written" and also strike the word "it", in the eighth line. In line 13 after the word "phraseology" insert the word "punctuation".

Rule 88, place a period after the word "bills" in the third line and strike the remainder of the sentence. Strike from the last sentence the following: "otherwise ordered" and add the words "by the approval of the author".

Rule 89, in the fourth line strike "the question shall be:", strike all of the next line and the word "printed" in the following line. In line 8, strike the figure "300" and insert therefore the figure "500". Strike the sentence beginning with the word "The" on the ninth line. In the following sentence strike the words "its author" and insert therefore "the Secretary of the Senate".

Rule 90, strike the words "one day later than" in the next to the last line and insert therefore the words "the day following".

Rule 92, strike the last sentence and substitute therefore the sentence, "no bill shall be read the third time until the day following its second reading."

Rule 103, strike the last sentence.

Rule 113, strike the words "communications or" in the first sentence.

Rule 116, beginning line three strike the words "during its sessions" and insert therefore "between 9 a. m. and the time of adjournment."

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

Senator Stevens moved that we do now consider *S. B. No. 30* on the Second Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 30 was read the second time.

Committee report read and adopted.

On motion of Senator Stevens the bill was amended as follows:

Page 1, line 1, strike the numerals "25" and insert the numerals "50" in lieu thereof.

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 9, after the word "business" place a period and strike the balance of the line.

S. B. No. 30 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Griffin, Hopkin.

S. B. No. 1 on second reading.

On motion of Senator Nelson the bill was amended as follows:

Page 9, line 9, strike the word "fifty".

On motion of Senator Holbrook the bill was amended as follows:

Page 3 at the end of line 22 insert the following: "Any person legally qualified to hold office is entitled to become a candidate for office and to have his name placed upon the ballot provided for any nominating election authorized herein, upon a substantial compliance with the terms of this act, and not otherwise."

Page 11, strike the comma at the end of line 17 and insert a period. Strike lines 18 to 21 inclusive and insert the following in lieu thereof, "The fee to be paid shall be one-half per cent of the total salary for the full term legally or customarily paid by such office to the person holding the same, but such fee shall not be less than five dollars, except, filings for all precinct offices and for the position of voting precinct committeeman shall be one dollar."

COMMUNICATION FROM THE HOUSE

January 29, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. C. R. No. 1,* by Mr. Burton, Miss Garff and Mr. Peterson, entitled, "A CONCURRENT RESOLUTION CONGRATULATING THE PRESIDENT OF THE UNITED STATES, FRANKLIN D. ROOSEVELT, UPON HIS BIRTHDAY," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

H. C. R. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

On motion of Senator Grover the Senate adjourned.

TWENTY-SECOND DAY

February 1, 1937.

The Senate was called to order at 2:00 p.m. President Maw in the chair.

Roll Call—All Senators present, except Senators Frischknecht, Tanner and Thornton, excused.

Prayer by the Chaplain.

February 1, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the nineteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,
DANIEL STEVENS,
GLENN E. SNOW.

Report adopted and filed.

The President appointed Senators Griffin and Stewart to revise the Journal for the week beginning February 1, 1937.

REPORTS OF STANDING COMMITTEES

January 28, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 37*, by Mr. Snow, Mrs. Stewart and Mr. Grover, begs leave to report the same back without recommendation.

Respectfully,

CLARENCE E. BAKER,

Report filed. Acting Chairman.

S. B. No. 37 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 72*, by Mr. Holbrook, begs leave to report the same back without recommendation.

Respectfully,

CLARENCE E. BAKER,

Report filed. Acting Chairman.

S. B. No. 72 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 48* by Mr. Snow, begs leave to report the same out favorably with the following amendments:

That the word "regular" on line 4 be changed to the word "full-time" and a period be put after schools in line 5 and the following be added.

"The State Board of Education may admit free of part or all of the registration fee meritorious and impecunious students to a number not exceeding ten per cent of the regular bona fide students registered in any institution."

Respectfully,

CLARENCE E. BAKER,

Report filed. Chairman.

S. B. No. 48 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 33*, by Mr. Nelson, report the bill back favorably with the following amendment: Page 1, line 16, strike the period after the word "thereof" and insert: ", provided, the expense involved is not such that it would defeat the purpose of the condition intended to be corrected."

Respectfully,

ALONZO F. HOPKIN,

Report filed. Chairman.

S. B. No. 33 was placed on the Second Reading Calendar.

February 1, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *S. C. M. No. 1,* by Mr. Hopkin, hereby report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. C. M. No. 1 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 71* by Mr. Holbrook, reports same out favorably with the following amendments:

On page 2, lines 7 and 8, insert "$4,000" in the blank spaces provided therefor.

On line 5, place period after the word "chairman" and delete the first two words in line 6.

On page 5, line 6, strike the word "quarterly" and insert "monthly".

On page 4, line 13, after the word "ordinance" delete the period, substitute therefor a semi-colon and add the following: "provided that if any person employed under this act as a commissioner or employee of the commission, except operators of package agencies and professional or technical help employed in accordance with law, shall accept any remuneration whatsoever for work or professional service rendered to any person other than the commission, such person shall be disqualified to continue as an employee".

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

On motion of Senator Holbrook *S. B. No. 71* was made a special order of business for Wednesday, February 4, 1937 at 2:30 p. m.

January 29, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 91,* by Mr. Huggins, beg leave to report back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 91 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 92*, by Committee on Judiciary, beg leave to report same back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 92 was placed on the Second Reading Calendar.

January 28, 1937.

Mr. President:

We, your Committee on Revision and Enrolling, report back *S. B. No. 84* by the Committee on Judiciary, with a few minor changes assented to by the authors, and recommend the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 84 was ordered printed and referred to the Committee on Judiciary.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 118* by Mr. Thornton, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 118 was ordered printed and referred to the Committee on Appropriations and Claims.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 119* by Mrs. Lund, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 119 was ordered printed and referred to the Committee on Health and Labor.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 120* by Mr. Stevens, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 120 was ordered printed and referred to the Committee on Fish and Game.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 123* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 124* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 125* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 126* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 127* by Mr. Lindstrom with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 128* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was turned over to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 129* by Mr. Lindstrom, with a few minor changes assented to by the author.

In compliance with instructions of January 29, the bill was sent to the printer last Saturday afternoon.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 130* by Mr. Stevens, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 130 was ordered printed and referred to the Committee on Fish and Game.

February 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 131* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 131 was ordered printed and referred to the Committee on Judiciary.

COMMUNICATIONS FROM THE HOUSE

January 29, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 16*, by Mr. Holbrook, entitled, "AN ACT AMENDING 43-8-7, 43-8-11, REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY MUTUAL FIRE AND LIGHTNING INSURANCE COMPANIES," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 16 was read the first time and referred to the Committee on Banking and Commerce.

January 29, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 28*, by Mr. Twitchell, and Mr. Bennion, entitled, "AN ACT AMENDING SECTION 86-1-50, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY SECTION 86-1-50, LAWS OF UTAH, 1935, RELATING TO THE INVESTMENT OF FUNDS ADMINISTERED BY THE STATE LAND BOARD," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 28 was read the first time and referred to the Committee on Agriculture and Irrigation.

COMMUNICATION FROM THE GOVERNOR

January 30, 1937.

TO THE MEMBERS OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF UTAH:

I submit herewith a financial budget for the two years beginning July 1, 1937, and ending June 30, 1939. This budget contains, as required by law:

(1) A complete plan of proposed expenditures and estimated revenues for the ensuing biennium.

(2) Statements showing the revenue and expenditures for the two fiscal years next preceding.

(3) The current assets, liabilities and reserves, and surplus or deficit, of the state.

(4) The debts and funds of the state.

(5) An estimate of the state's financial condition as of the begining and end of the biennium covered by the budget.

Most of the state institutions, departments, boards, and commisions derived their main financial support from the General Fund. The heads of these agencies, after careful consideration, have presented requests for appropriations for the coming biennium of $7,386,525.35.

The schedule on page 80 herewith shows the expected returns from a general fund levy against property for the years 1937 and 1938. No levy was made in 1936 for general fund purposes because of a combination of circumstances not likely to recur during the ensuing two-year period. These included:

(1) Increased income tax receipts.

(2) Receipts from tax sale redemptions.

(3) New revenue from operation of the Liquor Control Act.

(4) Miscellaneous additional revenue collected from various sources as a result of returning prosperity.

Estimated revenue, exclusive of property tax, according to present outlook, will be entirely insufficient for the absolute needs of the state, and it is evident that, unless new sources of income are drawn upon, the general fund cannot be made independent of property tax revenue during the coming biennium. The property tax levy for that fund is, therefore apparently inevitable.

However, it is expected that the receipts from the individual income and corporation franchise taxes to the general fund will continue to increase and the property tax levy will be correspondingly decreased, in accordance with Constitutional provision. This accounts for the figures 1.8 mills in 1937 and 1.7 mills in 1938 as proposed property tax levies. The Governor's estimate of revenue includes these items.

There is included in the schedule of estimated revenue $1,000,000 for the next biennium from the Liquor Control Fund. The Twenty-first Legislature authorized the use of $500,000 from this source for general fund purposes for the present biennium ending June 30, 1937, the balance in the fund to be expended at the discreation of the Governor for the betterment of social and economic conditions in the state. In confomity with this provision, $450,000 has been transferred to the general fund, for use during the present biennium. However, the act did not appropriate to the general fund the profits from state store sale of liquor for the fiscal years 1938 and 1939. My budget contemplates an estimated amount from this source of $1,000,000 for the biennium. If other revenue is to be substituted, it should not be less than that sum.

My budgetary estimate of expenditures from the general fund for the next biennium, herewith submitted, as found on pages 76 to 79, totals $6,341,786.10. This is $1,044,739.25 under the total of departmental requests of $7,386,525.35. However it represents a substantial increase over the total of $5,491,528.99 appropriated by the Twenty-first Legislature and a decided increase over the drastically low total appropriation of $4,760,201.50 in 1933. Placing these totals in juxtaposition seems strongly to emphasize the stringent economies which have been required of the heads of our state agencies during the past four years.

While we have been able to carry on absolutely necessary governmental activities these enforced economies have required the forgoing of all but vital functions, and have made necessary the deferring of needed maintenance to buildings and equipment. The proposed budget for expenditures will in part rectify these conditions. When comparing these figures it must be kept in mind that, with advancing prices, costs of government including salaries, supplies, and services have increased. Especially have those welfare institutions, the inmates of which are wards of the state, felt keenly the increased costs of living in food, fuel, clothing and general maintenance. The enlarged demands have cut heavily into appropriations. Some of the institutions report they have already lost highly valued employees and that others will go unless increases are made possible in the present salary schedules.

It will be noted that my budget of expenditures exceeds by $259,636.10 the total of estimated revenue of $6,082,150, including the $1,000,000 from the Liquor Control Fund. If actual revenue from sources included in that schedule does not exceed the estimates by an amount large enough to absorb this $259,636.10, it is proposed that the emergency relief fund be drawn upon as is provided by Chapter 92, Laws of Utah, 1935. The Twenty-first Legislature, in order to furnish the Governor an additional source of revenue should the then existing sources not be sufficient to meet the appropriations made by it, authorized the transfer to the general fund up to $300,000 annually from the emergency relief fund, or the use of that amount "for such other purposes as the Governor may direct." It was not necessary to draw upon this fund for the two-year period ending June 30, 1937. Therefore, in accordance with the general purpose of the emergency relief act, this $600,000 for the biennium was turned to relief purposes, $400,000 going to general relief and $200,000 for matching federal funds in a work relief building program now under way.

The provision authorizing the use of $300,000 a year in this manner supplies a needed and desirable elasticity. I strongly recommend that this part of Chapter 92, Laws of Utah, 1935, be retained.

ADDITIONAL COMMENTS

Certain items in the budget show departmental requests with no amount allotted. Reference is made to the following:

COMMITTEE OF NINE. This organization in its present form was set up by act of the Twenty-first Legislature, which ordered it to submit its findings prior to this session. If it is to continue, the legislature should make such appropriation as seems to it necessary.

STATE BUILDING COMMISSION. This agency has functioned for many years without legislative appropriation, drawing support from building funds provided by the state and federal governments. If it develops that these arrangements cannot continue, I shall be glad to confer with the Committees on Appropriations in considering a direct appropriation for its use.

STATE PLANNING BOARD. This board has been financed by federal and state funds since its organization. The state support is derived from the emergency relief fund as provided in Chapter 92, Laws of Utah, 1935. If these sources of support fail as a result of changes, by this Legislature, in the law referred to, it will be necessary for the legislature to make an appropriation for the continuation of the activities of the board.

PRIVATE AGENCIES. These have been given representation in this budget, in the main, to the extent that they have been assisted in prior years from the general fund. The issues involved in such appropriations have been placed before your body for consideration and action.

BUDGET CONTROL

For the second consecutive biennium the system of executive budgetary control established by the Twentieth Legislature has been in operation. Under its provisions every agency supported by legislative appropriation is required to submit for executive review and approval a work program indicating requested allotments by quarterly periods for the fiscal year, and the Governor is authorized to make alterations, adjustments or transfers of appropriations when conditions are such as to require this action.

The Budget Division furnishes the executive office monthly a statement showing the manner in which each department is holding its expenditures within the authorized limits, together with estimated available revenue, brought down to date.

During the past four years this application of modern business principles to our state government has been of inestimable value.

By means of an efficient budget division, and the splendid cooperation on the part of the heads of our state departments and institutions, it has been possible to hold expenditures within available revenue; to live within our means. This system has demonstrated its worth and should be continued.

APPROPRIATION BILL

As provided by law, I am presenting to you a bill containing the proposed appropriations of the Governor's budget based on the financial plan hereinbefore outlined.

I am keenly conscious of the unusually complex conditions that confront this session of the legislature.

In addition to the multitudinous demands for expansion in governmental facilities and services, and the important changes in our laws required by the many phased and rapidly developing welfare program, you are struggling with a large number of important adjustments to existing revenue laws in an effort to make operative in some form the provisions of the homestead exemption amendment. It is realized that any important changes made by you in the state's revenue raising system will directly affect the basis upon which this budget is constructed. All of this calls for the closest cooperation between the executive and legislative branches. I shall be pleased to consult with you often during the course of your deliberations in order that we may work together for the lasting benefit of the state and its people.

Respectfully submitted,

HENRY H. BLOOD,
Governor.

Communication filed.

S. B. Nos. 8, 103, 106 and *107* which had been referred back to their authors were reported back and recommitted to the Committee on Revision and Enrolling.

On motion of Senator Holbrook the President appointed a committee consisting of Senators Snow, Holbrook and Stevens to draft a resolution of condolence to Senator Frischknecht and his family relative to the death of Senator Frischknecht's father.

INTRODUCTION OF BILLS

S. B. No. 134 By Mr. Hopkin and Mr. Baker

AN ACT PROVIDING FOR POST GRADUATE HIGH SCHOOL COURSES OF STUDY, LIMITING SUCH COURSES, GRANTING THE STATE BOARD OF EDUCATION AUTHORITY AND REQUIRING IT TO DETERMINE THE FITNESS OF CAMPUS, BUILDINGS, PRESCRIBE EQUIPMENT, COURSES OF STUDY, QUALIFICATIONS OF INSTRUCTORS, ENTRANCE REQUIREMENTS OF STUDENTS AND DETERMINE THE FINANCIAL ABILITY OF THE DISTRICT OR DISTRICTS TO GIVE SUCH COURSE, GRANTING CREDIT FOR SUCH COURSES, PROVIDING FOR THE EXPENSE OF MAINTENANCE OF SUCH COURSES OF STUDY, AND GRANTING THE POWER OF THE DISTRICT BOARD OF EDUCATION IN ESTABLISHING AND MAINTAINING SUCH COURSES OF STUDY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 135 By Mr. Nelson

AN ACT AMENDING SECTION 104-49-3, REVISED STATUTES OF UTAH, 1933, RELATING TO PRIVILEGED COMMUNICATIONS FROM PATIENT TO PHYSICIAN OR SURGEON, BY ADDING THERETO QUALIFICATIONS OF PRIVILEGE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 136 By Mr. Grover

AN ACT TO AMEND CHAPTER 73, SESSION LAWS OF UTAH, 1923, entitled "AN ACT TO PROVIDE FOR THE DISSOLUTION OF DRAINAGE DISTRICTS; THE WINDING AND CLOSING UP OF THE AFFAIRS OF THE DISTRICT; PAYMENT OF THE OBLIGATIONS OF THE DISTRICT; COST OF DISSOLUTION; AND THE SALE AND DISPOSITION OF THE PROPERTY OF THE DISTRICT WHEN THE DISTRICT IS DISSOLVED," AND TO PROVIDE FOR A METHOD OF DETERMINING AND ADJUDICATING THE INDEBTEDNESS OF DRAINAGE DISTRICTS AND ALLOCATING AND APPORTIONING SAID INDEBTEDNESS AGAINST LANDS WITHIN THE DISTRICT; AND TO PROVIDE FOR RELEASING LANDS WITHIN THE DISTRICT UPON THE PAYMENT OF THE AMOUNTS SO ALLOCATED; AND TO PROVIDE FOR THE BARRING OF CLAIMS NOT PRESENTED AND ADJUDICATED; AND TO PROVIDE FOR THE SALE OF LANDS UPON FAILURE TO PAY THE AMOUNTS ALLOCATED AND APPORTIONED AGAINST SAID LANDS; AND TO PROVIDE FOR THE DISSOLUTION OF DRAINAGE DISTRICTS, was read the first time and referred to the Committee on Revision and enrolling.

S. B. No. 137 By Mr. Nelson

AN ACT AMENDING SECTIONS 79-4-1, 79-4-3, 79-4-5, 79-4-8, 79-4-10, AND 79-4-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 54, LAWS OF UTAH, 1933, AND ENACTING ONE NEW SECTION TO BE KNOWN AS 79-4-18, RELATING TO BARBERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 138 (Substitute for S. B. No. 3) By Mr. Maw

AN ACT AMENDING SECTION 6, ARTICLE 3, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO PRICE LISTS OF INTOXICATING LIQUORS AND APPROPRIATING REVENUES TO THE OLD AGE PENSION FUND, was read the first time and referred to the Committee on Revision and Enrolling.

Upon unanimous consent of the Senate *S. B. No. 3* was withdrawn.

S. B. No. 139 By Mr. Huggins

AN ACT AMENDING SECTION 43-3-29, REVISED STATUTES OF THE STATE OF UTAH, 1933, RELATING TO FORMS OF POLICIES AND RATES OF INSURANCE USED BY INSURANCE COMPANIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 140 By Mr. Nelson

AN ACT AMENDING SECTION 20-6-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PRACTICE OF LAW BY JUDGES, PROVIDING THAT JUDGES SHALL NOT ENGAGE IN THE PRACTICE OF LAW EXCEPT IN AN ACTION OR PROCEEDING TO WHICH A JUDGE IS A PARTY OF RECORD, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 141 By Mr. Nelson

AN ACT RELATING TO SUFFICIENCY OF EVIDENCE AT HEARINGS OF NON-CONTESTED PROBATE PROCEEDINGS, was read the first time and referred to the Committee on Revision and Enrolling.

FURTHER CONSIDERATION OF S. B. No. 1

S. B. No. 1 on Second Reading.

On motion of Senator Maw the bill was amended as follows:

Line 2, of the title after the numerals "1933" insert the following, "AND CHAPTER 19, LAWS OF UTAH, 1933."

Page 2, line 2, after the numerals "1933" insert the following, "and Chapter 19, Laws of Utah, 1933."

Line 23, after the word "established" insert the words "as provided".

Page 3, line 3, change the word "representative" to read "representatives".

Lines 16 and 17, the material in parenthesis to be inserted after the word "candidates" in line 16.

Line 31, after the word "office" insert the words "at the regular primary election".

Page 11, line 3, strike the last word "is" and insert the word "are" in lieu thereof:

Page 12, line 5, strike the word "fifteen" and insert the word "ten".

Page 13, line 15, strike the word "or" and insert the word "and".

Line 18, at the end of the line insert the following, "the side edges of all ballots shall be perforated so that the outside sections of said ballots, when detached, shall be similar in appearance to inside sections when detached."

Line 30, place quotation marks before and after the words "Official Primary Ballot". Place a period after the word "Ballot" and capitalize the first letter in the following word "beneath".

Page 14, line 4, at the beginning of the line insert the words "not smaller than".

Line 14, strike the words "alphebetically, and" and insert the following "as provided in Section 26." Also capitalize the first letter in the word "each".

Page 15, lines 10 and 11, strike the words "provided by the law for the county".

Line 14 strike the word "the" and also the words "or election".

Page 16, line 15, after the word "any" insert the word "regular", also after the word "primary" insert the words "and the eighth day before any run off primary".

Lines 27 and 29 change the word "election" to read "elections".

Page 17, line 10, strike the word "now".

Line 22, strike the semi-colon after the first word "vote" and insert a period. Also capitalize the first letter in the word "elector's".

Line 27, strike the words "member of the board" and insert the word "judge".

Page 18, line 24, strike the word "separately,".

Line 26, place a comma after the word "group" and strike the following word "separately". Also strike the last word "to".

Line 28, after the word "party" insert the words "and group".

Line 29, strike the word "by" and insert the word "for" in lieu thereof.

Page 19, line 11, strike the word "Said" and insert the word "The".

The material in line 12 reading as follows, "in the manner provided by the general election laws" to be inserted after the word "certificates" in line 13. Also in line 13 strike the word "said" and insert the word "the" in lieu thereof.

Line 14, strike the semi-colon and the word "and" and insert a period in lieu thereof. Also capitalize the first letter in the word "if".

Page 21, line 3, at the end of the line change the period to a comma and insert the following, "provided that nothing herein shall prohibit any political party from holding conventions after the fourth Tuesday in August of each general election year."

Page 22, line 19, strike the words "and organized".

Between lines 19 and 20 insert the following, "a precinct chairman, vice chairwoman, secretary, treasurer, three committeemen, and".

Line 21, after the word "ballot" insert the following: "such balloting or the opportunity therefor shall continue for at least one hour after the time the meeting opens for business".

Page 23, lines 17 and 18, strike the words "as are".

Page 24, line 8, strike the semi-colon and the following word "and" and insert a period. Also capitalize the first letter in the word "in".

Line 9, strike the second comma and insert a period in lieu thereof. Also capitalize the first letter in the word "the" and begin a new paragraph therewith.

Line 10, strike the word "select".

After the word "Utah" in line 12 insert the following: "shall be elected at a party convention called for that purpose in the manner prescribed by this act, at such time and place as the state central committee designates."

Page 2, line 31, strike the words "any organization of electors" and substitute "any organization of electors whose organization did not participate in the last preceding November election, or whose organization polled for any of its candidates in the preceding November election a total vote equivalent to less than two per cent of the total vote cast for all representatives in Congress".

Page 3, lines 2 and 3, strike the words "to at least two percent of the entire vote cast at the last preceding November election for representative in Congress" and substitute "to at least five hundred qualified electors, such endorsers of the petition not necessarily to be representatives or members of the principle or party whose petition they endorse".

Page 3, line 5, change the words "and that they desire to participate and nominate officers by primary" to read, "and that they desire to participate and nominate officers by a state convention of all recognized members of the party who wish to participate in such convention." Add to this, "Be it further provided that at such convention the qualified candidates to appear on the ballot in the ensuing November election as representatives of such an organization of electors shall be decided by the vote of all the recognized members of such an organization who are present at the convention."

Page 3, line 12, insert after the word "belief" the following: "In order to qualify the aforementioned candidates of such an organization of electors who have been elected at the state convention of the organization of electors to appear upon the ballot at the ensuing November election under the name of the organization of electors, said organization shall file, by the second Tuesday in the month of October, a petition signed by at least five hundred qualified electors, not necessarily representatives of the principle or party whose petition they endorse. The names of the electors so petitioning need not all be on one petition, but may be in one or more petitions, but each petition shall be verified by at least one signer thereof to the effect that the signers are qualified electors of the state according to the best of his or their information and belief. Such petition shall be headed with the names of all elected candidates of such organization of electors, and shall state that these persons desire to appear on the ballot in the ensuing November elections under the name of the organization of electors which they have been elected, in the state convention of such organization, to represent".

Page 3, line 14, insert after the words "opportunity to become candidates and for voters to express their choice," the following: "For this reason nothing which hereinafter appears in this act shall be construed as pertaining to any organization of electors conforming to all of the definitions and provisions stated above in Section 3, sub-section (f), sub-sub-section (3), excepting sections 48 and 49."

On motion of Senator Stevens the bill was amended as follows:

Page 21, line 17, after the word "county" insert the following: "chairman, vice chairwoman, secretary, treasurer and a county".

On motion of Senator Holbrook the bill was amended as follows:

Page 25, strike lines 13 to 20 inclusive.

S. B. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Tanner, Thornton.

On motion of Senator Peterson the Senate adjourned.

TWENTY-THIRD DAY

February 2, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll call—All Senators present, except Senator Frischknecht, excused.

Prayer by the Chaplain.

February 2, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the twenty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

WM. H. GRIFFIN,

MRS. FRANK PAGE STEWART.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

January 30, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. B. No. 13*, by Mr. Billings, entitled, " AN ACT AMENDING SECTION 1, CHAPTER 77, LAWS OF UTAH, 1935, RELATING TO THE PARTICIPATION BY CERTAIN CORPORATIONS IN THE PROVISIONS OF THE NATIONAL HOUSING ACT AND MAKING MORTGAGES INSURED AND DEBENTURES ISSUED BY THE FEDERAL HOUSING ADMINISTRATOR ELIGIBLE FOR DEPOSIT PURPOSES," has examined same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 13 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 2, 1937.

Mr. President:

Your Committee on Education to which was referred *S. J. R. No. 3* by Mr. Thornton, begs leave to report the same out favorably with the following amendments: By adding sections 2 and 3.

Section 2. The secretary of state is directed to submit this proposed amendment to electors of the state at the next general election in the manner provided by law.

Section 3. If adopted by the electors of this state, this amendment shall take effect upon the first day of January, 1939.

Strike the word "that" in section 1, line 1, and capitalize the letter "I" in the word "it".

Strike the comma after "resolved" in the enacting clause.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

S. J. R. No. 3 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Education to which was referred *S. J. R. No. 2* by Mr. Thornton, begs leave to report the same out favorably with the following amendments: By adding sections 2 and 3.

Section 2. The secretary of state is directed to submit this proposed amendment to electors of the state at the next general election in the manner provided by law.

Section 3. If adopted by the electors of this state, this amendment shall take effect upon the first day of January, 1939.

Strike the word "that" in section 1, line 1, and capitalize the letter "I" in the word "it".

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. J. R. No. 2 was placed on the Second Reading Calendar.

February 1, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 99* by Mr. Baker, report the same out favorably.

Respectfully,
E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 99 was placed on the Second Reading Calendar.

February 1, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 52* by Mrs. Lund, begs leave to report out favorably as amended:

Page 1, line 4. A comma be placed after the word "board".

Page 1, line 14. Strike comma after the word "bequest".

Page 2, line 32. A comma be placed after the word "board".

Page 4, line 23. The word "state" to be inserted after the word "Utah".

Page 4, line 27. The word "state" be inserted after the word "Utah".

Page 5, line 9. "Revised Statutes of Utah, 1933," be inserted after "16".

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 52 was placed on the Second Reading Calendar.

February 1, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 78* by Committee on Education, begs leave to report the same out favorably with the following amendment:

Add to Section 3: The State Board for Vocational Education shall have authority to reimburse local expenditures in an amount up to the full cost of approved vocational education given.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 78 was referred to the Committee on Appropriations and Claims.

February 2, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 109* by Mr. Nelson and Mr. Holbrook, begs leave to report the same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 109 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 31* by Mr. Brewster, begs leave to report the same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 31 was placed on the Second Reading Calendar.

February 1, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 5*, by Mr. Maw, has carefully examined the same and begs leave to report the same back without recommendation.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 5 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 83* by Mr. Tanner, begs leave to report the same out favorably with the following amendment:

Section 1, line 7, after the colon insert a deletion sign.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 83 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 26* by Mr. Brewster, has carefully examined the same and begs leave to report the same back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 26 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 53* by Mr. Holmes, has carefully examined the same and begs leave to report the same back unfavorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 53 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 50* by Mr. Huggins, has carefully examined the same, and begs leave to report the same back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 50 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 51* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 51 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 23* by Mr. Lamoreaux, reports the same out favorably with the following amendments:

In the title, lines 3 and 4, strike the words, "THE INDUSTRIAL COMMISSION" and substitute therefor "PERSONS SO EXAMINED."

In line 4, strike the words "secretary of" and the first eight words of line 5, and substitute therefor "persons so examined".

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 23 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. J. R. No. 5* by Mr. Baker, has carefully examined the same and begs leave to report the same back without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. J. R. No. 5 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. C. R. No. 1* by Mr. Lamoreaux, reports the same out favorably with the following amendments:

Strike lines 9, 10, 11, and the first four words of line 12, and substitute therefor, the following, "NOW THEREFORE BE IT RESOLVED,"

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. C. R. No. 1 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 43* by Mr. Holbrook, has carefully examined the same and begs leave to report the same back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 43 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 58* by Mr. Royle, report the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 58 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 119* by Mrs. Lund, report the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 119 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. C. M. No. 1* by Mr. Spence, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. C. M. No. 1 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 1* by Mr. Bonacci, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 1 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 103* by Mr. Royle, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 103 was ordered printed an referred to the Committee on Judiciary.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 104* by Mr. Tanner, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 104 was ordered printed and referred to the Committee on Education.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 106* by the Committee on Banking and Commerce, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 106 was ordered printed and referred to the Committee on Banking and Commerce.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 107* by the Committee on Banking and Commerce, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 107 was ordered printed and referred to the Committee on Banking and Commerce.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 117* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 117 was ordered printed and referred to the Committee on Judiciary.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 121* by Mr. Royle, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 121 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 132* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

On motion of Senator Huggins *S. B. No. 132* was returned to its author for rewriting.

REPORT OF SPECIAL COMMITTEE

February 2, 1937.

Mr. President:

We, your Special Committee appointed to draft a resolution of sympathy and respect to Senator Conrad Frischknecht, Jr., respectfully report that we have drawn such resolution and present it herewith to your Honorable Body.

Respectfully,
GLENN E. SNOW,
Chairman.

Report filed.

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF CONRAD FRISCHKNECHT, SR.

WHEREAS, Conrad Frischknecht, Sr., the father of one of our esteemed co-workers, has passed this life at Manti, on the 30th day of January, 1937, and

WHEREAS, Conrad Frischknecht, Sr., has contributed to this State a life of appreciable service, having won the highest esteem and respect of all those who knew him and which service is noticeably being carried on by his family, and

WHEREAS, this Body feels keenly the loss our colleague is called upon to bear,

NOW THEREFORE BE IT RESOLVED, by the Senate of the Twenty-second Legislature, that we extend to the family of Conrad Frischknecht, Sr., our sincere sympathy and regard and our respect and consolation in this hour of bereavement.

Resolution adopted and transmitted to the family of Conrad Frischknecht, Sr.

COMMUNICATIONS FROM THE HOUSE

January 29, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 10,* by Mr. Pett, entitled, "AN ACT REPEALING CHAPTER 54, TITLE 103, REVISED STATUTES OF UTAH, 1933, PERTAINING TO SYNDICALISM AND SABOTAGE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 10 was read the first time and referred to Committee on Judiciary.

February 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 12,* By Mr. Loveless, entitled, "AN ACT AMENDING SECTION 3-3-8, REVISED STATUTES OF UTAH, 1933, RELATING TO AGRICULTURE; PERTAINING TO CROP PESTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 12 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the house, *H. B. No. 11,* by Mr. Selvin, entitled, "AN ACT TO REGULATE THE PAYMENT OF WAGES OR COMPENSATION FOR LABOR OR SERVICE IN PRIVATE EMPLOYMENTS; ESTABLISHING REGULAR PAY DAYS, PROVIDING THAT

NOTICES AS TO PAY DAYS MUST BE KEPT POSTED BY THE EMPLOYER AND MAKING FAILURE TO KEEP SUCH NOTICES POSTED PRIMA FACIE EVIDENCE OF VIOLATION OF THE ACT; PROVIDING CRIMINAL PENALTIES FOR THE VIOLATION OF ITS PROVISIONS, AUTHORIZING THE INDUSTRIAL COMMISSION OF UTAH TO ENFORCE THIS ACT; DEFINING THE DUTIES OF DISTRICT ATTORNEYS AND COUNTY ATTORNEYS RELATIVE TO ITS ENFORCEMENT; PROVIDING FOR THE COLLECTION OF CERTAIN PENALTIES BY CIVIL ACTION AT THE DIRECTION OF THE INDUSTRIAL COMMISSION OF UTAH FOR FAILURE TO MAINTAIN REGULAR PAY DAYS AND THE DISPOSITION OF PENALTIES SO COLLECTED; PROVIDING A CIVIL PENALTY FOR FAILURE OF THE EMPLOYER TO PAY DISCHARGED EMPLOYEES OR EMPLOYEES WHO QUIT, AND PERMITTING SUCH EMPLOYEES TO SUE DIRECTLY OR THROUGH AN ASSIGNEE FOR SUCH PENALTIES AS WELL AS PERMITTING THE INDUSTRIAL COMMISSION OF UTAH TO SUE FOR SAME IN SUCH CASES AS THEY MAY DEEM PROPER AND REPEALING SECTIONS 49-9-2, 49-9-3 49-9-4, 49-9-5, 49-9-6, 49-9-7, 49-9-9, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 11 was read the first time and referred to Committee on Health and Labor.

Senator Parratt moved that *S. B. No. 71*, which is a Special Order of business for tomorrow be considered after the Senate considers house bills now on the calendar.

Motion carried.

Senator Parratt moved that the rules be suspended and that beginning Monday, February 15, 1937, the Senate hold morning and afternoon sessions. The morning sessions to begin at 10:00 a. m.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 142 By Mr. Nelson

A BILL ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 102-12-34 AND 102-12-35, PROVIDING FOR THE DETERMINATION OF HEIRSHIP OF A DECEDENT IN THE EVENT PROBATE PROCEEDINGS ARE NOT INITIATED WITHIN THREE MONTHS FROM THE DEATH OF AN OWNER OF REAL PROPERTY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 143 By Mr. Nelson

AN ACT AMENDING SECTION 102-10-22, REVISED STATUTES OF UTAH, 1933, RELATING TO SALES OF PROPERTY IN PROBATE PROCEEDINGS, PROVIDING THAT SUCH SALES MAY BE MADE ON CREDIT EITHER BY CONVEYING TITLE AND TAKING NOTES SECURED BY A MORTGAGE ON THE PROPERTY FOR THE BALANCE DUE, OR BY SELLING UNDER CONTRACT RESERVING TITLE IN THE VENDOR UNTIL FULL PAYMENT IS MADE, PROVIDED THAT AT LEAST TEN PER CENT OF THE PURCHASE MONEY SHALL BE PAID AT THE TIME OF SALE, AND PROVIDED THAT WITH THE APPROVAL OF THE PROBATE COURT, PROPERTY MAY BE ACCEPTED IN EXCHANGE OR AS PART PAYMENT ON THE PROPERTY SOLD IN THE PROBATE PROCEEDINGS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 144 By Mr. Grover

AN ACT TO AMEND SECTION 2, CHAPTER 8, TITLE 75, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE GENERAL DUTIES OF THE STATE SUPERINTENDENT, AND APPORTIONMENT OF SCHOOL FUNDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 145 By Mr. Nelson and Mr. Lamoreaux

AN ACT VALIDATING, RATIFYING, APPROVING, AND CONFIRMING BONDS HERETOFORE ISSUED AND CERTAIN PROCEEDINGS HERETOFORE TAKEN FOR THE PURPOSE OF FINANCING OR AIDING IN FINANCING ANY WORK, UNDERTAKING, OR PROJECT BY ANY PUBLIC BODY TO WHICH ANY LOAN OR GRANT HAS BEEN MADE OR IS UNDER CONTRACT TO BE MADE BY THE UNITED STATES OF AMERICA THROUGH THE FEDERAL EMERGENCY ADMINISTRATOR OF PUBLIC WORKS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 146 By Mr. Nelson and Mr. Lamoreaux

AN ACT PROVIDING THAT THE PROPERTY AND BONDS OF HOUSING AUTHORITIES SHALL BE EXEMPT FROM TAXATION AND ASSESSMENTS AND AUTHORIZING CERTAIN PAYMENTS IN LIEU OF SUCH TAXES AND ASSESSMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 147 By Mr. Nelson and Mr. Lamoreaux

AN ACT TO AUTHORIZE CITIES, TOWNS, COUNTIES, AND OTHER PUBLIC BODIES TO AID HOUSING PROJECTS OF HOUSING AUTHORITIES OR OF THE UNITED STATES OF AMERICA

BY FURNISHING PARKS, PLAYGROUNDS, STREETS, AND OTHER IMPROVEMENTS AND FACILITIES, BY EXERCISING CERTAIN OTHER POWERS AND BY MAKING AGREEMENTS RELATING TO SUCH AID; TO AUTHORIZE CITIES, TOWNS, COUNTIES, AND OTHER POLITICAL SUBDIVISION TO CONTRACT WITH RESPECT TO THE SUMS TO BE PAID THEM FOR IMPROVEMENTS, SERVICES AND FACILITIES TO BE PROVIDED FOR THE BENEFIT OF HOUSING PROJECTS; TO REQUIRE CERTAIN CITIES AND COUNTIES TO MAKE AN APPROPRIATION FOR THE FIRST YEAR'S ADMINISTRATION EXPENSES OF HOUSING AUTHORITIES; AND TO AUTHORIZE CERTAIN CITIES, TOWNS AND COUNTIES TO PAY MONIES TO HOUSING AUTHORITIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 148 By Mr. Nelson and Mr. Lamoreaux

AN ACT TO DECLARE THE NECESSITY OF CREATING PUBLIC BODIES CORPORATE AND POLITIC TO BE KNOWN AS HOUSING AUTHORITIES TO UNDERTAKE SLUM CLEARANCE AND PROJECTS TO PROVIDE DWELLING ACCOMMODATIONS FOR PERSONS OF LOW INCOME; TO CREATE SUCH HOUSING AUTHORITIES IN CITIES OF THE FIRST AND SECOND CLASSES, AND IN COUNTIES; TO DEFINE THE POWERS AND DUTIES OF HOUSING AUTHORITIES AND TO PROVIDE FOR THE EXERCISE OF SUCH POWERS, INCLUDING ACQUIRING PROPERTY, BORROWING MONEY, ISSUING BONDS AND OTHER OBLIGATIONS, AND GIVING SECURITY THEREFOR; TO PROVIDE THAT HOUSING AUTHORITIES MAY OBTAIN THE OPINION OF THE ATTORNEY GENERAL UPON THEIR BONDS; AND TO CONFER REMEDIES ON OBLIGEES OF HOUSING AUTHORITIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 149 By Mr. Nelson and Mr. Lamoreaux

AN ACT TO AMEND SECTION 104-61-1, REVISED STATUTES OF UTAH, 1933, RELATING TO USES FOR WHICH THE RIGHT OF EMINENT DOMAIN MAY BE EXERCISED, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 150 By Mr. Nelson and Mr. Lamoreaux

AN ACT AUTHORIZING HOUSING AUTHORITIES TO EXERCISE THE RIGHT OF EMINENT DOMAIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 151 By Mrs. Stewart (By Request)

AN ACT AMENDING SECTION 75-12-10, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 58, LAWS OF UTAH,

1935, PROVIDING FOR THE ESTIMATE AND STATEMENT FOR AND LEVY OF SCHOOL TAXES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 152 By Mr. Grover and Mr. Lamoreaux

AN ACT AMENDING SECTION 104-17-2, REVISED STATUTES OF UTAH, 1933, SO AS TO PREVENT ISSUANCE OF INJUNCTION AGAINST A CITY OR TOWN PENDING FINAL DECISION BY SUPREME COURT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 153 By Mr. Huggins

AN ACT CREATING A STATE BOARD OF FIRE CONTROL, DEFINING ITS DUTIES, GRANTING POWER TO CREATE FIRE DISTRICTS, PRESCRIBING MEANS FOR THE PREVENTION OF FIRE AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THE ACT, AND REPEALING SECTIONS 19-7-1, 19-7-2, 19-7-3, AND 19-7-4, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Parratt moved that *S. B. No. 2* be made a special order of business for Monday, February 15, 1937 at 10:30 a. m. and immediately thereafter the Senate consider *S. B. Nos. 4, 123, 124, 125, 126, 127, 128* and *129*.

Motion carried.

On motion of Senator Grover *S. B. Nos. 37* and *72* were recommitted to the Committee on Judiciary so that hearings can be held on said bills, and that said bills hold their place on the Second Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 19 on final passage.

S. B. No. 19 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Snow (expl. vote).

Absent and not voting: Senator Frischknecht.

S. B. No. 19 was transmitted to the House.

S. B. No. 6 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

After the word "ACT" in line one of the title, strike all material up to and including the numerals "1933" on line 3 of the title.

Strike the whole of Section 1.

Strike the figures "75-6-6" and insert "Section 1" in lieu thereof.

Strike the figures "75-6-7" and insert "Section 2" in lieu thereof.

Strike the figures "75-6-8" and insert "Section 3" in lieu thereof.

Strike the figures "75-6-9" and insert "Section 4" in lieu thereof.

In the last line of the bill strike the figure "2" and insert the figure "5" in lieu thereof.

On motion of Senator Holmes the bill was amended as follows:

At the beginning of Section 1 insert the following: "Upon condition that the taxing units of Carbon County shall provide a suitable Campus." Place a period after the figures "1938" in line 5 of Section 1. Also after said figures "1938" strike the material up to and including the word "campus" on line 6 of Section 1.

On motion of Senator Farr the bill was amended as follows:

Line 4 of Section 1, strike the word "shall" and insert the word "may" in lieu thereof.

S. B. No. 6 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle (expl. vote), Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover.

S. B. No. 6 was transmitted to the House.

S. B. No. 34 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Page 2, strike the underscoring of lines 11 to 20 inclusive.

S. B. No. 34 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Lund, Peterson.

S. B. No. 34 was transmitted to the House.

S. B. No. 47 was read the third time and placed on its final passage.

S. B. No. 47 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Lindstrom, Peterson.

S. B. No. 47 was transmitted to the House.

S. B. No. 68 was read the third time and placed on its final passage.

S. B. No. 68 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Lamoreaux, Peterson.

S. B. No. 68 was transmitted to the House.

S. B. No. 67 was read the third time and placed on its final passage.

S. B. No. 67 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Lamoreaux, Peterson.

S. B. No. 67 was transmitted to the House.

S. B. No. 30 was read the third time and placed on its final passage.

On motion of Senator Stevens the bill was amended as follows:

Page 1, strike lines 6 to 14 inclusive and insert the following in lieu thereof: "With the consent of the bank commissioner and the approval of the governor any bank having a paid-in capital of not less than $50,000 and a paid-in capital and surplus of not less than $60,000, may establish and operate one branch for the transaction of its business within this state; provided, that for each additional branch established there shall be paid in an additional $50,000 capital."

On motion of Senator Huggins the bill was amended as follows:

In the above amendment, in the last line, strike the figures "50,000" and insert the figures "60,000". Also after the word "capital" insert the words "and surplus".

S. B. No. 30 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Peterson.

S. B. No. 30 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

February 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 13*, by Mr. Billings, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 77, LAWS OF UTAH, 1935, RELATING TO THE PARTICIPATION BY CERTAIN CORPORATIONS IN THE PROVISIONS OF THE NATIONAL HOUSING ACT AND MAKING MORTGAGES INSURED AND DEBENTURES ISSUED BY THE FEDERAL HOUSING ADMINISTRATION ELIGIBLE FOR DEPOSIT PURPOSES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 13 was transmitted to the Governor.

Mr. President: February 2, 1937.

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 14*, by Mr. Pack and Mr. Bonacci, entitled, "AN ACT AMENDING SECTION 54-1-5, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR CALLING THE STATE MILITIA INTO SERVICE, AND PROVIDING FOR CONDITIONS UNDER WHICH THEY SHALL ACT," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 14 was read the first time and referred to Committee on Public Institutions.

Mr. President: February 2, 1937.

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. M. No. 1*, by Mr. Granger, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES OF AMERICA FOR THE PURPOSE OF OPPOSING PASSAGE OF (1) H. B. H. R. 1668 WHICH BILL HAS FOR ITS OBJECTIVE THE REPEAL OF THE LONG AND SHORT HAUL PROVISIONS OF SECTION 4, INTERSTATE COMMERCE ACT; OR (2), ANY OTHER BILLS THAT MAY BE INTRODUCED IN THE CONGRESS

HAVING FOR THEIR OBJECTIVE THE REPEALING OR MODIFICATION OF THE SAID LONG AND SHORT HAUL PROVISIONS OF SECTON 4, INTERSTATE COMMERCE ACT," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 1 was read the first time and referred to Committee on Banking and Commerce.

Mr. President: February 2, 1937.

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 38*, by Dr. Hummer, entitled, "AN ACT AMENDING SECTIONS 14-3-1, 14-3-2, 14-3-4, 14-3-5, REVISED STATUTES OF UTAH, 1933, RELATING TO PLACING CHILDREN ARE AMENDED BY ENACTING NEW SUB-SECTIONS KNOWN AS 14-3-2 (A), 14-3-2 (B), GRANTING THE STATE DEPARTMENT OF PUBLIC WELFARE JURISDICTION OVER THE PLACING OF CHILDREN AND THE AUTHORITY TO MAKE ALL RULES AND REGULATIONS GOVERNING THEIR TRANSFER," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 38 was read the first time and referred to Committee on Social Relations and Relief.

On motion of Senator Stewart the Senate adjourned.

TWENTY-FOURTH DAY

February 3, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 3, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the twenty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,
WM. H. GRIFFIN,
MRS. FRANK PAGE STEWART.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 3, 1937.

Mr. President:

Your Committee on Highways to which was referred *S. B. No. 70* by Mr. Holbrook, have examined the same and report out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 70 was placed on the Second Reading Calendar.

February 3, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 114*, by Mr. Stevens, hereby report the same back favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 114 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 93* by Mrs. Lund, begs leave to report the same out favorably with the following amendments:

Put a period after the word "qualified" in line 5.

Strike all of line 6 and 7 and the first six words of line 8, and the word "also" in line 8.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 93 was placed on the Second Reading Calendar.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 94* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 94 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 122* by Mr. Royle, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 122 was ordered printed and referred to the Committee on Health and Labor.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 133* by Mr. Parratt and, upon request of the author, recommends it be returned to him for rewriting.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 133 was returned to its author.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 137* by Mr. Nelson and, upon request of the author, recommends that it be returned to him for rewriting.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 137 was returned to its author.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 140* by Mr. Nelson, and, upon request of the author, recommends that it be returned to him for rewriting.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 140 was returned to its author.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 141* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 141 was ordered printed and referred to the Committee on Judiciary.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 144* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 144 was ordered printed and referred to the Committee on Education.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 149* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 149 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 151* by Mrs. Stewart, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 151 was ordered printed and referred to the Committee on Education.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 152* by Mr. Grover and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 152 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 153* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 153 was ordered printed and referred to the Committee on State and Municipal Affairs.

Senator Nelson moved that *S. B. No. 109* be recommitted to the Committee on State and Municipal Affairs.

Motion carried.

Senator Nelson moved that *S. B. No. 11* be recommitted to the Committee on State and Municipal Affairs, and that it retain its position on the Second Reading Calendar.

Motion carried.

On motion of Senator Hopkin *S. C. M. No. 1* was made a special order of business for Friday, February 5, 1937 at 2:30 p. m.

INTRODUCTION OF BILLS

S. B. No. 154 By Mr. Grover

AN ACT AMENDING SECTION 90-0-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PERSONNEL OF THE BOARD OF SUPPLIES AND PURCHASE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 155 By Mr. Nelson

AN ACT AMENDING SECTIONS 79-8-2 AND 79-8-8 REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 55, LAWS OF UTAH, 1933, AND ENACTING NEW SECTIONS TO BE KNOWN

AS SECTION 79-8-17 AND 79-8-18 RELATING TO HEALTH REQUIREMENTS FROM APPLICANTS FOR LICENSE AND PERSONS LICENSED TO PRACTICE AS BEAUTY CULTURISTS OR ELECTROLOGISTS; AND TO REQUIREMENTS FROM INSTRUCTORS IN AND PERSONS CONDUCTING BEAUTY CULTURIST OR ELECTROLOGIST SHOPS OR SCHOOLS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 156 By Mr. Nelson and Mr. Lamoreaux

AN ACT AUTHORIZING COUNTIES, CITIES AND INCORPORATED TOWNS TO ACQUIRE, CONSTRUCT, RECONSTRUCT, IMPROVE, BETTER, AND EXTEND CERTAIN REVENUE-PRODUCING UNDERTAKINGS; TO MAINTAIN AND OPERATE THE SAME AND TO PRESCRIBE, REVISE AND COLLECT RATES, FEES, TOLLS, AND CHARGES FOR THE SERVICES, FACILITIES, AND COMMODITIES FURNISHED THEREBY, AND IN ANTICIPATION OF THE COLLECTION OF THE REVENUE THEREOF, TO ISSUE BONDS PAYABLE SOLELY FROM SUCH REVENUES; REGULATING THE ISSUANCE OF SUCH BONDS AND PROVIDING FOR THEIR PAYMENT AND FOR THE RIGHTS OF THE HOLDERS THEREOF, AND OTHER MATTERS NECESSARY IN THE PREMISES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 157 By Mr. Nelson and Mr. Lamoreaux

AN ACT TO AUTHORIZE AND REGULATE THE ISSUANCE OF BONDS FOR THE PURPOSE OF REFINANCING, OR OF REFINANCING AND IMPROVING, REVENUE-PRODUCING WORKS, UNDERTAKINGS, AND PROJECTS BY COUNTIES, CITIES AND INCORPORATED TOWNS, AND TO PROVIDE FOR THE PAYMENT OF SUCH BONDS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 158 By Mr. Nelson

AN ACT AMENDING SECTIONS 87-7-1, 87-7-2 and 87-7-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE OFFICE OF THE STATE CHEMIST AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 87-7-4, PROVIDING FOR THE APPOINTMENT OF ASSISTANTS AND PURCHASE OF EQUIPMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 159 By Mr. Holmes

AN ACT AMENDING SECTION 80-10-25, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 61, LAWS OF UTAH,

1933, AS AMENDED BY CHAPTER 83, LAWS OF UTAH, 1935, RELATING TO THE PAYMENT OF TAXES PRIOR TO DELINQUENCY, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 160 By Committee on Revenue and Taxation

AN ACT TO INCREASE THE ESTATE TAX RATES IN CERTAIN CASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 161 By Committee on Revenue and Taxation

AN ACT TO ENABLE DEPARTMENTS AND POLITICAL SUBDIVISIONS OF THE STATE OF UTAH, THE UNITED STATES TREASURY DEPARTMENT AND OTHER STATES TO INSPECT AND EXAMINE CERTAIN RETURNS AND WRITTEN STATEMENTS DUE THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 7 By Mr. Huggins and Mr. Parratt

A JOINT RESOLUTION RELATING TO THE APPOINTMENT OF A JUDGE FROM UTAH TO THE TENTH CIRCUIT COURT,

Senator Huggins moved that the rules be suspended and that *S. J. R. No. 7* be placed at the head of the Second Reading Calendar.

COMMUNICATIONS FROM THE HOUSE

February 3, 1937.

Mr. President:

Honorable members of the Senate, by resolution duly passed in the House of Representatives, your Honorable Body is hereby invited to meet with the House in Joint Committee of the Whole, at 4 p. m., February 3, 1937, for the purpose of considering urgent State matters.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Nelson the invitation was accepted.

February 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 42*, by Mr. Stringham, entitled, "AN ACT AMENDING SECTION 19-13-11, REVISED STAT-

UTES OF UTAH, 1933, RELATING TO OFFICIAL BONDS OF COUNTY AND PRECINCT OFFICERS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 42 was read the first time and referred to Committee on State and Municipal Affairs.

February 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 17*, by Mr. Burton, entitled, "AN ACT TO PROVIDE FOR THE CREATION OF MUNICIPAL BANDS AND ORCHESTRAS FOR CIVIC MUSICAL PURPOSES IN CITIES AND TOWNS IN THE STATE OF UTAH; TO PROVIDE REVENUE FOR MAINTENANCE THEREOF; TO PROVIDE FOR THE CIRCULATION OF PETITIONS, TO PROVIDE FOR THE AUTHORITY OF THE COUNCIL OR COMMISSION TO SUBMIT THE SAME AT THE GENERAL ELECTION; TO PROVIDE AUTHORITY FOR THE LEVYING OF A TAX; TO PROVIDE FOR THE REVOCATION OF SUCH AUTHORITY AND TO PROVIDE FOR THE DISPOSITION OF FUNDS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 17 was read the first time and referred to Committee on Revenue and Taxation.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 7 was read the second time.

On motion of Senator Huggins the bill was amended as follows:

Line 22, in the blank space insert "George T.".

On motion of Senator Grover the rules were suspended and *S. J. R. No. 7* was read the third time and placed on its final passage.

S. J. R. No. 7 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Holbrook, Huggins, Lamoreaux, Royle.

S. J. R. No. 7 was transmitted to the House.

H. B. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Tanner the bill was amended as follows:

Line 4, strike the word "six" and insert the word "four" in lieu thereof.

On motion of Senator Parratt the bill was amended as follows:

Line 2 of the title place a comma after the word "Agencies".

Line 3 of the title place a comma after the word "Sureties".

Line 1 of the bill lower case the letter "S" in the word "State".

Line 2, place a comma after the word "misfeasance".

Line 8, strike the comma.

Line 12, strike the comma.

Line 13, strike the first comma.

Line 14, strike the comma.

H. B. No. 6 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Lamoreaux, Peterson.

On motion of Senator Parratt the rules were suspended and *H. B. No. 6* was read the third time and placed on its final passage.

H. B. No. 6 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent,3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Lamoreaux, Peterson.

H. B. No. 6 was returned to the House.

Senator Huggins moved that we ask the House to return *S. B. No. 19* so that our action in passing said bill can be reconsidered.

Motion carried.

H. B. No. 31 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the rules were suspended and *H. B. No. 31* was read the third time and placed on its final passage.

On motion of Senator Snow the bill was amended as follows:

Line 3, place a comma after the word "surveys".

On motion of Senator Holbrook the bill was amended as follows:

Line 6, the word "only" at the end of the line to be placed between the words "so in".

H. B. No. 31 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Lamoreaux.

H. B. No. 31 was returned to the House.

H. B. No. 26 was read the second time.

Committee report read and adopted.

H. B. No. 26 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Hopkin, Lamoreaux, Snow, Mr. President.

H. C. M. No. 1 was read the second time.

Committee report read and adopted.

H. C. M. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Griffin.

Absent and not voting: Senators Hopkin, Peterson, Snow.

Senator Huggins moved that the rules be suspended and that we now consider *H. B. No. 26* on the Third Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 26 was read the third time and placed on its final passage.

H. B. No. 26 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Hopkin.

H. B. No. 26 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the Senate recessed and proceeded to the House to meet in Joint Convention.

JOINT CONVENTION

Roll call showed a quorum of both Senate and House members present.

Prayer by the Chaplain of the Senate.

Representative Stringham moved that the Joint Convention resolve itself into a committee of the whole, to sit in Executive Session.

Motion carried.

On motion of Representative Marthakis the committee of the whole dissolved.

The President declared the Joint Convention dissolved.

The Senate reconvened at 5:40 p. m.

Senator Parratt moved that a committee be appointed to investigate the departments of the state government with the thought of increasing efficiency and economy in the handling of public funds, and that we ask that a like committee be appointed from the house, and the Senate's share of expenses necessary to carry on the investigation be paid by the President from his Contingent Expense Fund.

Motion carried.

On motion of Senator Grover the Senate adjourned.

TWENTY-FIFTH DAY

February 4, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 4, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the twenty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WM. H. GRIFFIN,

MRS. FRANK PAGE STEWART.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 4, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 79* by Mr. Holbrook, report same out favorably, and recommend that it be placed on the calendar to follow *S. B. No. 70*, as they are companion bills.

Respectfully,

WARD C. HOLBROOK,

Chairman.

Report filed.

On motion of Senator Parratt the rules were suspended and *S. B. No. 79* was placed on the Second Reading Calendar following *S. B. No. 70*.

February 4, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 81* by Mr. Maw, has carefully examined the same and begs leave to report the same back unfavorably.

Respectfully,

IRA A. HUGGINS,

Chairman.

Report filed.

On motion of Senator Huggins the enacting clause was stricken on *S. B. No. 81*.

February 4, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 24* by Mr. Lamoreaux, has carefully examined the same and begs leave to report the same back unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 24 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 42* by Mr. Stringham, reports that they have examined the same and report it out without recommendation.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 42 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 90* by Mr. Hopkin, after due consideration reports same out unfavorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 90 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 153* by Mr. Huggins, begs leave to report same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 153 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation to which was referred *H. B. No. 28* by Mr. Twitchell and Mr. Bennion, hereby report the same back favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 28 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation to which was referred *S. B. No. 94* by Mr. Nelson, hereby report the same out favorably with the following amendment:

Page 5, line 24, strike the words "executing the".

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 94 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 141* by Mr. Nelson, has carefully examined the same, and begs leave to report the same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 141 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Education to which was referred *H. B. No. 3* by Mr. Ramey, has examined the same and reports out favorably with the following amendments:

In the first line of the title, insert the word "SECTIONS" after the word "AMENDING". Strike "CHAPTER 9" and insert "75-10-2".

In the second line of the title, put a comma after the word "UTAH", and insert after the word "TO" "THE NUMBER AND ELECTION OF MEMBERS OF".

Line 3, after 75-9-6 insert "except as herein further provided", and change the "t" in the word "The" to lower case.

Line 4, insert word "ten" after word "of" and strike House amendment after the word "ward", which amendment reads, "or each sub-division thereof."

Reinstate lines 7, 8, and 9 and strike period after word, "manner" in line 9 and add the following: "in accordance with section 75-19-2 as here amended."

Substitute for section 2 the following: "75-10-2. There shall be elected in cities of the first class on the first Wednesday of December ( ), *1938, one board member from municipal ward No. 1-B for a term of two years, one board member from municipal ward No. 2 for a term of three years, one board member from municipal ward No. 3 for a term of four years, one board member from municipal ward No. 4 for a term of five years, one board member from municipal ward No. 5 for a term of six years, and on the first Wednesday in December, 1940 one board member from municipal ward 1-A for a term of five years; and provided that on the first Wednesday of December next preceding the expiration of each of the above mentioned terms and each six year term thereafter there shall be elected for a term of six years one board member from each of the above named municipal wards and sub-division thereof in which the term of a board member expires."*

Add the following as section 3: This act shall take effect upon approval.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 3 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 104* by Mr. Tanner, has examined the same and reports out without recommendation.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 104 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 60* by Committee on Revenue and Taxation, report same out unfavorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 60 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 61* by Committee on Revenue and Taxation, report same out favorably, having amended the bill as follows:

Line 5, page 1, strike "one" and insert "two".

Line 8, page 1, strike "one" and insert "two".

Line 11, page 1, strike "one" and insert "two".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 61 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 87* by Mr. Farr, report the same out favorably, having amended the bill as follows:

Line 13, strike "$25,000" and insert "$15,000".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 87 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 101* by Mr. Stevens, report the same out favorably, having amended the bill as follows:

Lines 2 and 3, "Second Special Session" should be written in lower case.

Line 13, page 1, insert a comma between the words "prescribe" and "a".

Line 18, page 2, strike the comma and insert a semi-colon between the word "state" and the word "provided".

Line 30, page 2, strike the comma and insert a semi-colon between the word "required" and the word "provided".

Line 6, page 1, strike "$2" and insert "$4".

Line 27, page 4, strike the *"five"* and insert *"eight"*.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 101 was placed on the Second Reading Calendar.

January 29, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 4* by Mr. Maw, report the same out without recommendation, having amended the bill as follows:

Line 4 (in title), strike the word "the" and insert the word "chapter". Insert a comma after "92". Insert a comma after "Utah".

Line 1, insert a comma after "Utah".

Line 2, insert a comma after "Utah".

Line 3, insert a comma after "Utah".

Line 11, insert a comma between the one and five in the figure *"$1,500,000"*.

Line 1, page 2, strike the words *"under 65 years of age"*.

Line 2, page 2, insert a comma after the figure "22".

Line 3, page 2, insert a comma between the one and five in the figure *"$1,500,000"*.

Line 8, page 2, insert a comma between the one and five in the figure *"$1,500,000"*.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 4 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 85* by Mr. Billings, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 85 was ordered printed and referred to the Committee on Education.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 112* by Mr. Farr and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 112 was returned to its author.

February 4, 1937.

Mr. President:

Please find herewith attached *S. B. No. 132* by Mr. Huggins in its rewritten form.

Respectfully,

D. W. PARRATT,

Report filed.

S. B. No. 132 was referred to the Committee on Revision and Enrolling.

S. B. No. 140 was returned by its author and referred to the Committee on Revision and Enrolling.

February 4, 1937.

Mr. President:

Please find attached hereto *S. B. No. 133* by Mr. Parratt in its rewritten form.

Respectfully,

D. W. PARRATT,

Report filed.

S. B. No. 133 was referred to the Committee on Revision and Enrolling.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 136* by Mr. Grover and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 136 was returned to its author.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 138* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 138 was ordered printed and referred to the Committee on Appropriations and Claims.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 142* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 142 was ordered printed and referred to the Committee on Judiciary.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 143* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 143 was ordered printed and referred to the Committee on Judiciary.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 145* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 145 was ordered printed and referred to the Committee on Banking and Commerce.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 146* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 146 was ordered printed and referred to the Committee on Revenue and Taxation.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 147* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 147 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 148* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 148 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 150* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 150 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 158* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 158 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 159* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 159 was ordered printed and referred to the Committee on Revenue and Taxation.

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 160* by the Committee on Revenue and Taxation and, upon request of the authors, recommends the bill be returned to them for rewriting.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 160 was returned to its authors.

REPORT OF SPECIAL COMMITTEE

February 4, 1937.

Mr. President:

Your special committee appointed to study and to make recommendations relative to junior colleges in the state reports that it has given considerable attention to the matter and finds:

(a) The problem as it now exists is extremely complex and far reaching and comparative little data in kind and quantity necessary to guide in the satisfactory solution of the important question is available at the present time.

(b) The task of securing and compiling such data would require time far in excess of that now at the disposal of the committee.

In view of the situation in which your committee finds itself, it recommends that the legislature authorize the governor to appoint a special committee whose duty will be to make a thorough-going study of the junior college and kindred problems in Utah with the view of providing the next legislature with adequate information to properly guide in formulating the needed statewide policy and enacting necessary legislation to further safeguard all interests concerned with this pressing problem.

Respectfully,
D. W. PARRATT,
Chairman.

Report adopted and filed.

COMMUNICATION FROM THE HOUSE

February 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 17*, by Mr. Hopkin and Mr. Holmes, entitled, " AN ACT PERTAINING TO AGRICULTURE, RELATING TO LIVESTOCK, AND CONCERNING THE DISTRIBUTION OF TAYLOR GRAZING FUNDS," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 17 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATIONS FROM THE SECRETARY OF STATE

February 4, 1937.

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claim of the Beneficial Oil Company for refund of corporation taxes paid under protest to the Secretary of State for the years 1928 and 1929.

The claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Revised Statutes of Utah, 1933, and rejected.

Claimant has appealed from the decision of the Board of Examiners to the Legislature, under the provisions of Section 26-0-17 of the Revised Statutes of Utah, 1933, and all papers filed with the Board, together with notice of appeal are transmitted to you herewith for your consideration.

Respectfully yours,
E. E. MONSON,
Secretary, State Board of Examiners.

Communication filed.

Claim referred to the Committee on Appropriations and Claims.

February 2nd, 1937.

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claim of R. Kenneth Williams for compensation by the State of Utah for the death of his son, Ronald Barton Williams, who was drowned in a pond on the State Prison Property, November 14th, 1936.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Revised Statutes of Utah, 1933. Upon the unanimous vote of the Board the claim was rejected.

Claimant has appealed from the decision of the Board of Examiners to the Legislature, under the provisions of Section 26-0-17 of the Revised

Statutes of Utah, 1933, and all papers filed with the Board together with notice of appeal are transmitted to you herewith for your consideration.

Respectfully yours,

E. E. MONSON,

Secretary, State Board of Examiners.

Communication filed.

Claim referred to the Committee on Appropriations and Claims.

February 2nd, 1937.

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claim of A. I. Grover and Harold R. Heath.

The claim was duly filed with the Board of Examiners and acted upon as provided by Sections 26-0-11 and 26-0-14 of the Revised Statutes of Utah, 1933, and referred to the Land Board for settlement. The claim was returned to the Board of Examiners by the Land Board with advice that they are unable to arrive at a settlement.

Claimant has appealed from the decision of the Board of Examiners to the Legislature under the provisions of Section 26-0-17 of the Revised Statutes of Utah, 1933, and all papers filed with the Board, together with notice of appeal are transmitted to you herewith without recommendation.

Respectfully yours,

E. E. MONSON,

Secretary, State Board of Examiners.

Communication filed.

Claim referred to the Committee on Appropriations and Claims.

February 2nd, 1937.

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body claim of Roy Barlow of Junction, Utah, covering damages sustained when he collided with a State Road Commission truck February 16th, 1936, near Fountain Green.

This claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Revised Statutes of Utah, 1933, and rejected.

Claimant has appealed from the decision of the Board of Examiners to the Legislature, under the provisions of Section 26-0-17 of the Revised Statutes of Utah, 1933, and all papers filed with the Board, together with notice of appeal are transmitted to you herewith for your consideration.

Respectfully yours,

E. E. MONSON,

Secretary, State Board of Examiners.

Communication filed.

Claim referred to the Committee on Appropriations and Claims.

February 4, 1937

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claim of D. J. Lee of Salt Lake City, covering damages

to his property at 555 Columbus Street caused by the State Road Commission changing the grade on Victory Road.

The claim was duly filed with the Board and acted upon as provided in Sections 26-0-11 to 26-0-14 of the Revised Statutes of Utah, 1933, and rejected.

Claimant has appealed from the decision of the Board of Examiners to the Legislature, under the provisions of Section 26-0-17 of the Revised Statutes of Utah, 1933, and all papers filed with the Board, together with notice of appeal are transmitted to you herewith for your consideration.

Respectfully yours,

E. E. MONSON,
Secretary, State Board of Examiners.

Communication filed.

Claim referred to the Committee on Appropriations and Claims.

REPORT OF STANDING COMMITTEE

February 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. B. No. 17*, by Mr. Hopkin and Mr. Holmes, entitled: "AN ACT PERTAINING TO AGRICULTURE, RELATING TO LIVESTOCK, AND CONCERNING THE DISTRIBUTION OF TAYLOR GRAZING FUNDS," has examined same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 17 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

The President appointed Senators Parratt, Baker, Nelson, Holbrook and Frischknecht to act as a committee to investigate the departments of the state government.

Senator Billings moved that we request the House to return *H. B. No. 6* so that our action in passing said bill can be reconsidered.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 162 By Mr. Huggins

AN ACT AMENDING SECTIONS 104-5-12 AND 104-5-13, REVISED STATUTES OF UTAH, 1933, RELATING TO SERVICE OF

SUMMONS BY PUBLICATION AND REPEALING SECTION 104-5-14, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 163 By Mr. Huggins

AN ACT TO AMEND SECTION 6 OF CHAPTER 20, OF THE LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, RELATING TO THE EXEMPTION OF TAX ON SALES OF CERTAIN GOVERNMENTAL BODIES AND RELIGIOUS, CHARITABLE AND ELEEMOSYNARY INSTITUTIONS AND RELATING TO THE TAX ON SALES OF BEER, BY PROVIDING THAT ADMISSIONS CHARGED FOR ENTERTAINMENTS AND SALES MADE BY RELIGIOUS, CHARITABLE AND ELEEMOSYNARY INSTITUTIONS ARE EXEMPT, AND PROVIDING THAT WHERE SAID TAX HAS NOT BEEN PREVIOUSLY COLLECTED BY SAID INSTITUTION THEY SHALL NOT BE REQUIRED TO PAY SAID TAX TO THE STATE TAX COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 164 By Mr. Huggins

AN ACT AMENDING SECTION 18-2-17, REVISED STATUTES OF UTAH, 1933, PERMITTING THE PURCHASE BY CORPORATIONS OF THEIR OWN STOCK IN CERTAIN CASES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 165 By Mr. Holmes

AN ACT TO IMPOSE A FRANCHISE TAX ON CORPORATIONS ACCORDING TO THE VOLUME OF BUSINESS DONE IN THE STATE, was read the first time and referred to the Committee on Revisioin and Enrolling.

S. B. No. 166 By Mr. Holmes

AN ACT TO IMPOSE A TAX UPON GROSS RECEIPTS OR INDIVIDUALS ENGAGED IN GAINFUL OCCUPATIONS AND WHO ARE NOT SUBJECT TO A FRANCHISE TAX ON CORPORATIONS OR AN UNINCORPORATED ESTABLISHMENT, STORE, HOUSE, SHOP, WORKS, MILL, FACTORY OR OTHER PLACE OF BUSINESS AT WHICH MERCANTILE OR INDUSTRIAL OCCUPATIONS ARE CARRIED ON FOR PROFIT, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 1 on second reading.

H. B. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund (expl. vote), Nelson, Parratt, Royle (expl. vote), Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Peterson, Mr. President.

CONSIDERATION OF BILLS ON THIRD READING

H. C. M. No. 1 was read the third time and placed on its final passage

H. C. M. No. 1 then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin (expl. vote), Holmes.

Absent and not voting: Senators Peterson, Royle.

H. C. M. No. 1 was returned to the House.

SPECIAL ORDER

S. B. No. 71 was read the second time.

Committee report read and adopted.

Senator Maw moved to amend the bill as follows:

Page 2, line 2, strike the period and add the following: "one of whom shall devote all of his time to the duties of his office and shall be the manager and administrator of the business of the commission and the chairman of the commission. The other two shall be part time commissioners who shall meet with the administrator as a board of commissioners as often as is necessary to shape the policies of the commission and transact other business submitted to them by the administrator or by the governor."

On motion of Senator Nelson the amendment was amended by inserting the words "or at least once each month" after the word "necessary".

On motion of Senator Hopkin the amendment was amended by inserting the words "who shall be directly responsible for the administration of this act" after the word "commission" at the end of the first sentence.

Motion as amended carried.

On motion of Senator Maw the bill was amended as follows:

Strike all of line 5 after the word "years" and the first two words of line 6 and strike the underlined material in lines 19, 20 and 21.

JOINT RULES OF THE SENATE AND OF THE HOUSE OF REPRESENTATIVES

ORGANIZATION

1. **Notification of Organization of Each House.** Immediately after the organization of the senate and house of representatives, at the commencement of every regular session of the legislature, each house shall appoint a committee of three to notify the other house that it is organized and ready for the transaction of business.

2. **Committee on Joint Rules.** Thereupon a committee on joint rules shall be appointed, to consist of three senators, three representatives, the president of the senate (who shall be chairman), and the speaker of the house, whose duty it shall be to formulate a set of joint rules of the senate and house or representatives.

3. **Adoption of Rules Complete Organization of Legislature.** Upon the adoption by both houses of the joint rules as well as of their own rules, respectively, the legislature shall be deemed fully organized.

4. **Joint Committee to Notify Governor.** Thereupon a joint committee consisting of three senators and three representatives shall be appointed to inform the governor personally of the organization of the two houses, and of their readiness to receive his communications.

JOINT CONVENTIONS

5. **Where Held. Who Preside.** Joint conventions of the two houses shall be held in the hall of the house of representatives, and the president of the senate shall preside.

6. **Secretaries. Journal.** The secretary of the senate and the chief clerk of the house of representatives shall be secretaries of the joint convention, and the proceedings thereof shall be entered at length upon the journal of each house.

7. **Rules of the House to Govern.** The rules of the house of representatives so far as the same may be applicable, shall govern the proceedings in joint convention.

8. **May Compel Attendance of Absent Members.** Joint conventions shall have the power to compel the attendance of absent members in the mode and under the penalties prescribed by the rules of the house to which such members respectively belong, and for that purpose the sergeant-at-arms of each house shall attend.

9. **Adjournment. Duty of Each House.** Joint conventions may adjourn from time to time as may be found necessary and it shall be the duty of the house of representatives to prepare to receive the senate and of the senate to proceed to the hall of the house of representatives at the time fixed by resolution or to which the joint convention may have adjourned.

10. **No Business to be Transacted Except That Specified in the Call.** In all joint conventions it shall be incompetent for either house or the members thereof, or the joint convention to engage in the transaction of any business other than that for which they were assembled.

JOINT MEETINGS OF COMMITTEES

11. **Standing Committees May Meet Jointly.** Whenever any bill has been referred by the senate to one of its committees, and the same or a like bill has been referred by the house of representatives to one of its committees, the chairmen of the respective committees, when in their judgment the interest of legislation or the expedition of business will be better served thereby, may arrange for joint meetings of their committees for the consideration of such bill.

12. **Preference Given to Bills of Other House** During the third and fourth days of each week the House shall give preference to the consideration of Senate bills appearing upon the House Calendar, and likewise, the Senate shall give preference to House bills appearing on the Senate Calendar.

13. **Appropriation Bills, Referred To.** All bills carrying an appropriation originating in either House shall be referred to the Appropriations Committee or else be committed to the Appropriations Committee after having been given consideration by any other committee.

BILLS AND RESOLUTIONS, ETC.

14. **Scope of Word "Bill."** Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions and memorials.

15. **Defining Joint and Concurrent Resolutions and Memorials.** Joint resolutions and memorials are those relating to matters to be treated by both houses of the legislature. Concurrent resolutions and memorials are similar resolutions and memorials requiring concurrence of the governor.

16. **Procedure on Joint and Concurrent Resolutions and Constitutional Amendments.** Joint resolutions and memorials, concurrent resolutions and memorials and constitutional amendments shall be treated in all respects as bills.

PREPARATION AND INTRODUCTION OF BILLS

17. **Size, Number of Copies. Folding Form.** All bills shall be typewritten or printed on paper eight and one-half by thirteen inches, shall be in triplicate or in such additional numbers as each house may require respectively, shall not be folded, and shall have the arrangement and wording prescribed by the following:

18. **Form of Bills.** Every bill shall have (a) a designation; (b) a title; (c) an enacting clause; (d) subject matter disposed in one or more sections; and (e) an emergency clause, if necessary.

19. **Designation.** The designation shall be a heading preceding the title:

S. B. (or H. B.) No.....By Mr.....
S.J.R. (or H.J.R.) No.....By Mr.....
etc.

20. **Title.** The title of every bill introduced shall convey an accurate idea of its subject and shall be expressed in the fewest words practicable in amending a section of an existing law, the mere reference to the section by number shall not be deemed sufficient.

21. **Enacting Clause.** The title shall be immediately followed by the enacting clause, the form of which is prescribed by the Constitution, Article VI, Section 22, viz: "Be it enacted by the Legislature of the State of Utah."

22. **Subject Matter.** The subject matter of the bill shall follow the enacting clause, and shall be set forth in one or more sections.

Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repealing sections of unnecessary length.

No law shall be revised or amended by reference to its title only, but the act as revised, or section as amended, shall be reenacted and published at length. (Const., Art. VI., Sec. 22.)

Except general appropriation bills, and bills for the codification and general revision of laws, no bill shall be passed containing more than one subject, which shall be clearly expressed in its title. (Const., Art. VI., Sec. 22.)

In the preparation of a bill amending an existing law, and in the printing thereof, all omissions must be shown by the insertion of heavy parenthesis, without including the omitted matter, and all additions must be shown by underlining the new matter; except in new laws and where new sections are added to existing laws.

No section sub-heads shall be included in any bill. In case of a bill amending an existing law the black-faced sub-heads shall be omitted.

23. **Emergency Clause.** An emergency clause is not required in a bill unless it is desired to make the act take effect at a time other than that prescribed by the Constitution, Article VI., Sec. 25.

Whenever an emergency clause is inserted in a bill, it shall constitute the last section of the bill, and shall be in substantially the following form: "This act shall take effect upon (approval) (or given date)."

A bill containing an emergency clause can only be passed by a vote of two-thirds of all the members elected to each house (Const. Art. VI., Sec. 25); provided, however, that if such bill receives a majority vote but less than two-thirds, it shall nevertheless be deemed passed, and the emergency clause shall be omitted from the bill as finally enrolled.

RECORD OF BILLS

24. **Printing of Identical Bills.** When a bill has been printed in one house, an identical bill shall not be printed in full in the other house, but shall be printed by designation and title only and with reference to the corresponding bill of the other house, except upon specific vote of the majority of such house.

25. **Bill Referred to Committee.** Neither house, except upon vote of a majority of such house, shall give consideration to a bill unless such bill shall have been referred to the appropriate committee of the house in which it was introduced, examined by such committee, revised if necessary and reported back.

26. **Secretary and Chief Clerk to Keep Register.** The secretary of the senate and the chief clerk of the house of representatives shall keep a register in which shall be recorded every action taken by the senate and house of representatives on every bill, concurrent or joint resolution, or constitutional amendment.

27. **Endorsement of Bills.** The secretary of the senate and the chief clerk of the house of representatives shall endorse on every bill a statement of any action taken by the senate and house of representatives.

Senate amendments shall be inserted in the bill in blue and house amendments in red.

MESSAGES

28. **Message to Accompany Bill.** While bills are being transmitted between the two houses they shall be accompanied by a message signed by the secretary of the senate or the chief clerk of the house of representatives, as the case may be.

29. **Notice to Other House of Rejection.** When a bill which has passed in one house is rejected in the other, notice thereof shall be given immediately to the house in which the same has passed.

30. **By Whom Sent.** Messages shall be sent to the other house by an officer or employee to be designated by the secretary of the senate, if it be a senate message, or by the chief clerk, if it be a house message, and all such messages shall be in writing, signed by the secretary of the senate or clerk of the house respectively.

CONFERENCE COMMITTEES

31. **Concurrence in Amendments.** In case the senate amend and pass a house bill, or the house amend and pass a senate bill, the senate (if it be a senate bill), or the house (if it be a house bill) must either "concur" or "refuse to concur" in the amendments. If the senate concur (if it be a sen-

ate bill), or the house concur (if it be a house bill), the secretary or chief clerk shall notify the house making the amendments, and the bill shall be ordered to enrollment.

32. **Disagreement. Conference Committee.** If the senate refuse to concur (if it be a senate bill), or the house refuse to concur (if it be a house bill), the secretary or the chief clerk shall notify the house making the amendments of such refusal, and ask that it recede from its amendments. If it refuses to recede, the presiding officer shall appoint a committee of three on conference, and the secretary or chief clerk shall immediately notify the other house of the action taken, and request the appointment of a like committee, which committee shall thereupon be appointed by the presiding officer of the other house. The first senator named on the conference committee shall act as chairman of the committee from the senate, and the first representative named on such committee shall act as chairman of the committee from the house, and the chairmen thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The committees shall report in writing and shall be authorized to report such modifications or amendments as they think advisable. But no committee of conference shall consider or report on any matter except those directly at issue between the two houses. The papers shall be left with the conferees of the house having possession of the bill, and they shall present the report of the committee to their house. When such house shall have acted thereon, it shall transmit the same, and the papers relating thereto, to the other, with a message, certifying its action thereon. Every report of a committee of conference shall be read through, in each house, before a vote is taken on the same.

33. **Either House May Recede.** It shall be in order for either house to recede from any subject matter of difference existing between the two houses at any time previous to conference, whether the papers on which such difference arose are before the house receding formally or informally and on such vote to recede, the same number shall be required to constitute a quorum to act thereon and to assent to such receding as was required on the original question out of which the difference arose.

34. **Failure of Conferees to Agree.** In case of a failure of the conferees to agree a report of such failure may be made and a further conference may be had either by the same or new committees appointed for such purpose. After each house shall have refused conference and shall have adhered to its disagreement the bill which is the subject of difference shall be deemed lost and shall not be again revived during the same session in either house. The report of the committee of conference shall not be subject to amendment.

ACTION ON BILLS AFTER PASSAGE

35. **Enrollment.** When a bill shall have passed both houses, it shall be duly enrolled by the revision and enrolling committee of the house in which it originated, and the fact of its origin shall be certified by the endorsement of the secretary or chief clerk which endorsement shall also show the dates upon which it passed the senate and house of representatives, respectively, and the number of votes cast for and against it in each house, and the number of absentees.

36. **Joint Examination of Enrolled Bills.** When a bill shall have been enrolled it shall be examined by the revision and enrolling committees of the two houses, acting jointly for that purpose, who shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to their respective houses.

37. **Presiding Officers to Sign Bills.** Every bill reported to have been duly enrolled shall be signed first by the presiding officer of the house in which it originated, and then by the presiding officer of the other house, in the presence of the respective houses, after its title has been publicly read immediately before signing, and the fact that of such signing shall be entered upon the journal (Const., Art. VI., Sec. 24). Three copies of the engrossed bill shall be made, one of which shall be filed with the secretary or chief clerk, one given to the author of the bill and one given to the secretary of state.

38. **Transmitted to Governor.** After a bill shall have been signed by the respective presiding officers of the two houses, it shall be transmitted by the secretary or chief clerk of the house in which it originated, together with a written message to the governor for his approval.

39. **Governor's Action on Bill Reported to Other House.** When the governor has informed either house that he has signed a bill, or taken any other action affecting both houses, the house to which his action is reported shall inform the other house of the governor's report.

ADJOURNMENT

40. **No Adjournment for More Than Three Days Without Consent of Other House.** Neither house shall, without the consent of the other, adjourn for more than three days.

41. **Adjournment Sine Die.** Adjournment sine die shall be in pursuance of a joint resolution duly adopted designating the date and hour for such adjournment.

LEGISLATIVE EXPENSE

42. **How Paid.** Each house shall have full control of its own expenses. All bills, claims or pay rolls shall be certified by the president or chair-

man of the committee on contingent expenses and the secretary of the senate or the speaker and chief clerk of the house, as the case may be, to the state auditor for payment by state warrant, drawn against the fund appropriated for the expenses of the legislature.

43. **Inspection Tours.** On all tours of inspection to state institutions, the respective house shall determine who shall be the employees to accompany the members on such tours of inspection. It shall be the duty of the sergeant-at-arms or assistant to make all arrangements for transportation and accommodation of members.

44. **Appropriation Committee Report Date.** The committee on appropriations and claims shall report to the respective houses the progress of said committee not later than the forty-fifth day of the session.

RULES OF THE SENATE

ORGANIZATION

1. Secretary of State to Call to Order. The senate, at the commencement of every regular session of the legislature, shall be called to order by the secretary of state, or some person designated by him, who shall preside until the members shall have been sworn in, and shall have elected a president.

2. Election of President. The senate shall elect a president, who shall preside during the session, and who shall have the general direction of the senate chamber.

3. President May Call a Senator to Chair. The president may call a senator to the chair, and such senator shall be vested with all the powers of the president while so presiding, but such substitution shall not extend beyond an adjournment.

4. Temporary Presiding Officer in Absence of President. In the absence of the president, one of the senators shall be elected to preside temporarily, until the return of the president. In case of a vacancy in the office of president, or in case the president or the senator appointed by him to perform the duties of the chair, is absent at the hour to which the senate stands adjourned, the oldest senior senator present shall call the senate to order, and shall preside until a president pro tempore is elected, and such election shall be the first business in order.

5. Duties of President. It shall be the general duty of the president:

(a) To assign to the officers and employees of the senate their respective duties and stations, and to have general supervision over them.

(b) To assign places to properly accredited newspaper representatives.

(c) To take the chair every day, precisely at the hour to which the senate shall have adjourned immediately call the senate to order, and proceed with the daily order of business.

(d) To announce the business before the senate in the order in which it is to be acted upon.

(e) To receive and submit in the proper manner all motions and propositions presented by the senators.

(f) To put to vote all questions which are regularly moved, or which necessarily arise in the course of proceedings, and to announce the result thereof.

(g) To restrain the senators while engaged in debate, within the rules of order.

(h) To enforce on all occasions the observance of order and decorum among the senators.

(i) To inform the senate when necessary, or when referred to for that purpose, on any point of order or practice.

(j) To receive messages and other communications from other branches of the government, and to announce them to the senate.

(k) To authenticate by his signature when necessary, all the acts, orders and proceedings of the senate over which he presides.

(l) To name the members of committees when directed to do so in any particular case, or when it is part of his general duty by the rules.

(m) To represent and stand for the body over which he presides, declaring its will, and in all things obeying its commands. Every officer of the senate is subordinate to the president, and in all that relates to his several duties, is under his supervision.

6. **Election and Duties of Secretary.** A secretary of the senate shall be elected at the commencement of each session, to hold his office at the pleasure of the senate. His general duties shall be:

(a) To attend every session, call the roll, to read all bills, amendments, resolutions and all papers which are ordered to be read by the senate or presiding officer.

(b) To superintend all copying and work to be done for the senate.

(c) To have supervision over all employes of the senate, subject, however, to the direction of the president, to assign, reassign or transfer all employees to their respective duties, to certify and transmit to the house all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the house immediately after their passage or adoption by the senate.

(d) To keep a correct journal of the proceedings of the senate.

(e) To notify the house of the action of the senate on all matters originating in the house and re-

quiring action on the part of the senate.

(f) To keep a record of the attendance of all employees. Any employee absenting himself or herself without the permission of the president, shall not be paid for the day or days of such absence. He shall keep a record of all leaves of absence and shall keep a record of and approve all pay-rolls and bills.

(g) To sign jointly with the president all requisitions on the state auditor for warrants to pay the expenses of the senate.

(h) To permit no records or papers belonging to the legislature to be taken out of his custody otherwise than in the regular course of business.

(i) To report any missing papers to the notice of the president.

(j) To be responsible for all the official acts of his assistants.

7. **Election and Duties of Sergeant-at-Arms.** A sergeant-at-arms shall be elected at the commencement of each session to hold his office at the pleasure of the senate. His general duties shall be:

To attend all sittings of the senate, to execute the command of the senate from time to time and to serve all process which shall be issued by order of the senate or by order of any committee when the same is signed by the president. He shall, subject to the directions of the president and secretary, have supervision over the doorkeepers, messengers and watchmen, and he shall preserve order in the lobby and gallery and guard the floor from intruders. He shall report each day to the secretary, the absence or late arrival of any employee of the senate.

RIGHTS AND DUTIES OF MEMBERS

8. **Every Senator Must Be Present.** Every senator shall be present within the senate chamber during the sessions of the senate unless duly excused or necessarily prevented.

9. **Less Than Quorum May Send for Absent Senators.** In case a less number than a quorum of the senate shall convene at the hour to which the senate shall have adjourned, those present are authorized to send the sergeant-at-arms, or any other person, for the absent senators.

10. **How Excused from Voting.** A senator desiring to be excused from voting may, when his name is called, make a brief statement, not occupying more than five minutes, giving the reasons for making such request, and the question of excusing him shall then be decided without debate. Any senator desiring to explain his vote upon a bill may, when his name is called, be allowed a like opportunity.

11. **Not to Vote Unless Present.** No senator shall be permitted to vote on any question unless he shall be within the senate chamber before the vote is announced, except as provided for pair voting in rule 59.

ORDER AND DECORUM

12. **President to Preserve Order; Appeal.** The president shall preserve order and decorum; he may speak to points of order in preference to other senators, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal by any senator, on which appeal no senator shall speak more than once, unless by leave of the senate. On appeal being taken, the question shall be: "Shall the decision of the chair stand as the judgment of the senate." Which question and the action thereon shall be entered in the Journal.

13. **Disturbance in Lobby or Gallery.** In case of any disturbance or disorderly conduct therein, the president shall have the power to order the lobby and gallery cleared.

14. **Punishment for Disrespect to Senate.** The senate may, during its session, punish by imprisonment any person not a member, who shall be guilty of disrespect to the senate, by any disorderly or contemptuous behavior in its presence but such imprisonment shall not at any time exceed twenty-four hours, unless the person shall persist in such disorderly or contemptuous behavior.

15. **Smoking not Permitted.** No person shall be permitted to smoke within the senate chamber while the senate is in session.

16. **Obtaining the Floor.** When any senator is about to speak, or to deliver any matter to the senate he shall rise from his seat and respectfully address himself to "Mr. President." Upon being recognized by the chair, he may address the senate, confining himself to the question under consideration, and avoiding personalities. No senator shall impeach the motives of any other senator.

17. **Calling a Senator to Order for Transgressing Rules.** If any senator in speaking (or otherwise) transgress the rules of the senate, the president shall, or any senator may, call him to order, in which case the senator so called to order shall sit down, unless permitted to explain and the senate if appealed to shall decide the case without debate. If the decision be in favor of the senator called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the senate.

18. **Calling a Senator to Order for Words Spoken.** If any senator be called to order for words spoken in debate, the senator calling him to order shall repeat the words to which exception is taken, and they shall be recorded by the secretary; but no senator shall be held to answer, or be subject to the censure of the senate for words spoken in debate, if any senator has meanwhile spoken in debate or other business has intervened after the words spoken, and before such exceptions have been taken.

19. **President to Decide Who is Entitled to Floor.** If two or more senators rise at once the president shall name the senator who is to speak first.

20. **Senators Not to Leave Chamber, When.** While the president is addressing the senate, or putting a question, no senator shall walk out of, or across the chamber, nor while a senator is speaking, walk between him and the chair.

21. **Calling of Yeas and Nays.** No senator or other person shall visit or remain by the secretary's desk while the yeas and nays are being called.

22. **Priority of Business.** All questions relating to priority of business shall be decided without debate.

MOTIONS

23. **Motion to be Stated Before Debate.** When a motion is made it shall be stated by the president or if in writing, shall be handed to the secretary and read aloud before debate.

24. **Motion in Writing.** Every motion except motions to adjourn, postpone or commit, shall be reduced to writing if the president or any senator desire it.

25. **Withdrawing a Motion.** After a motion is stated by the president or read by the secretary, it shall be deemed in the possession of the senate, but may be withdrawn at any time by the unanimous consent of the senate before division or amendment.

26. **No Second Required to Motions.** No second shall be required to any motion in the senate.

27. **Motions in Order During Debate.** When a question is under debate, no motion shall be received except:

(1) To fix the time to which to adjourn.
(2) To adjourn.
(3) To call the senate.
(4) To commit.
(5) To lay on the table.
(6) To postpone to a day certain.
(7) To postpone indefinitely.
(8) To amend.

These several motions shall have precedence in the order in which they stand in this rule.

During a roll-call no motion or other business shall be in order, until after the announcement of the result of the vote.

28. **Motion to Adjourn Always in Order; Exceptions.** A motion to adjourn shall always be in order except when the senate is voting, and except when a previous motion to adjourn having been defeated, no intervening business has been transacted; but this rule shall not authorize any senator to move an adjournment when another senator has the floor.

29. **Motion to Lay on Table Temporary Only.** A motion to lay on the table shall only have the effect of disposing of the matter temporarily, and it may be taken from the table at any time by order of the senate.

30. **Motion to Postpone.** No motion to postpone to a day certain or indefinitely, or to commit, being decided in the negative, shall again be allowed on the same day and at the same stage of a bill or proposition.

31. **Motion to Strike Out Enacting Clause.** A motion to strike out the enacting clause of a bill shall have precedence over a motion to amend, and if carried shall be deemed a rejection of the bill.

32. **Filling Blanks.** When a blank is to be filled, and different sums or times are proposed, the question shall be first put on the least sum and the shortest time.

33. **Motion Must Be Germane.** No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

34. **Motions to Commit or Postpone Preclude Amendments.** A motion to commit until it is decided shall preclude all amendments and debate on the main question, and a motion to postpone indefinitely or to a day certain, until it is decided, shall preclude all amendments on the main question.

35. **What Questions to be Decided Without Debate.** A motion to adjourn, to take a recess, to lay on the table, or to take from the table shall be decided without debate, and all incidental questions of order arising after a motion is made for either of the questions named in this rule, and pending such motion, shall be decided whether on appeal or otherwise without debate.

36. **Division of Question.** If the question in debate contains several points, any senator may have the same divided; but on a motion to strike out and insert, it shall not be in order to move for a division of the question, but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition.

RECONSIDERATION

37. **Who May Move to Reconsider.** If a bill shall fail to pass on account of not having received the constitutional majority any senator having voted in the negative shall have a right to move for a reconsideration of such bill.

38. **Reconsideration Requires Majority of Senate.** Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members of the senate shall be required to reconsider the same.

39. **Motion to Reconsider.** When a question has been decided by the senate, any senator voting

with the prevailing side may move a reconsideration thereof, or give notice that he will make such motion within the time prescribed by the rules, but no motion for the reconsideration of any vote shall be in order after a bill or resolution upon which the vote was taken shall have gone out of the possession of the senate. No motion for reconsideration shall be in order unless made within the next day of actual session of the senate. Such motion shall take precedence of all other motions and questions, except a motion to adjourn.

40. **Notice of Motion to Reconsider.** Upon notice, being given by any senator of his intention to move a reconsideration of any vote taken, the secretary shall enter the same in the Journal and shall retain the bill or other papers with reference to which such vote was taken, until the time for reconsideration has expired; provided, that the operation of this rule shall be suspended during the last week of the session.

41. **No Motion to Reconsider Within Five Days of Adjournment.** No notice of a motion to reconsider shall be received after the 55th day of the regular session of the Legislature.

DEBATES

42. **Senators Not to Speak More Than Twice.** No senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill without leave; and senators who have once spoken shall not again be entitled to the floor (except for explanation), so long as any senator who has not spoken desires to speak.

43. **Interruptions and Questions.** No senator shall interrupt or question another senator in debate without his consent, and to obtain such consent, he shall first address the president.

44. **Author May Open and Close Debate.** The author of a bill, motion, or resolution shall have the privilege of opening and closing the debate.

45. **Previous Question.** The previous question shall not be entertained or be a rule of practice in the senate.

AMENDMENTS

46. **Substitute Motions.** All so-called substitute motions and resolutions shall be considered as amendments only, and shall be subject to the rules relating thereto; except such matter as may be reported by committee.

47. **Amendments Must Be Germane.** Any substitute or amendment must relate to the same subject as the original bill, resolution, or constitutional amendments under consideration.

48. **Amendments to Measure Requiring Two-Thirds Vote.** A constitutional amendment or a bill requiring a vote of two-thirds of the members elected to the senate for the final adoption or passage may be amended by a majority of those voting.

49. **Tabling an Amendment Does Not Prejudice Bill.** An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

50. **Rider Amendments.** No amendment by way of rider shall be made to any bill on its third reading.

51. **Amendments in Order at Second and Third Reading.** Amendments shall be in order at the second and third readings of the bill, resolution, or motion requiring three readings, and it shall be at all times in order, before the final passage of such bill, resolution, or motion, to move its commitment or recommitment.

52. **Committee Amendments, How Reported: Speaking on Amendments.** Amendments reported by a committee shall refer to the printed bill and shall not be inserted in the original bill until after such amendments shall have been adopted by the senate, when they shall be properly inserted by the secretary. A copy of the printed bill with all proposed amendments entered thereon shall accompany the committee's report. Such committee amendments shall be inserted in the senator's files before the bill is considered on its second reading and the amendments shall be acted upon by the senate in the same manner as though offered from the floor.

On an amendment being moved, a senator who has spoken to the main question may speak again to the amendment.

53. **Amendments Referred to Committees to Be Reported.** Whenever any bill to which an amendment is pending shall be referred to a committee, such amendment shall be reported back to the senate with the bill.

54. **Order of Action.** If any amendment be offered, the question shall be first upon the amendment. If rejection is recommended by a committee, the adoption of an amendment shall not change the question.

VOTING

55. **Roll Call on Final Passage of Bills and Other Questions.** The vote upon the final passage of all bills shall be by yeas and nays, the names of the senators to be called alphabetically, except that the president shall be called last. The yeas and nays shall be ordered on other questions when demanded by five senators present. In recording the votes taken by yeas and nays, the secretary shall report those absent or not voting.

56. **Voting or Changing Vote After Decision Announced.** When the yeas and nays are taken on any question, no senator shall be permitted to

vote or to change his vote after the decision is announced by the chair.

57. **May Change Vote Before Decision Announced.** Any senator may change his vote before the decision of the question shall have been announced by the chair.

58. **Senators Required to Vote.** Every senator present when a question is put, or when his name is called, shall vote, unless the senate shall, for a special cause, excuse him, or unless he has a direct personal or percuniary interest in the event of such question. In case the vote is by yeas and nays, or by a division, a member entering the chamber after the question is put and before it is decided, may have the question stated, record his vote and be counted.

59. **Pairs.** Absent senators whose votes, if they were present, would be cast on opposite sides of any question may pair by filing a signed statement of the same with the secretary, who shall read the same to the senate before the vote is taken. A blank form of pair shall be provided by the secretary.

60. **Putting Question; Division.** The president shall put questions in this form, to-wit:

"As many as are in favor (as the question may be) say yea," and after the affirmative vote is expressed, "As many as are opposed say nay." If he doubts the result of the vote, or if a division be called for, the senate shall divide; those in the affirmative shall first rise from their seats and be counted, and afterward those in the negative.

CALL OF THE SENATE

61. **Call of the Senate.** Any five senators may demand a call of the senate and require absent senators to be sent for.

62. **Putting Question.** Upon a call of the senate, being moved the president shall say: "It requiring five senators to make a call of the senate those in favor of the call will rise." And if a sufficient number shall rise the call shall be thereby ordered.

63. **Doors to Be Closed.** A call of the senate being ordered the sergeant-at-arms shall close the doors and no senator shall be allowed to leave the chamber.

64. **Sergeant-at-arms to Bring in Absentees.** The secretary shall immediately call the roll of the senate and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are absent without leave and who are absent with leave. The secretary shall furnish the sergeant-at-arms with a list of those who are absent without leave, and the sergeant-at-arms shall forthwith proceed to find and bring in such absentees.

65. **Senate Under Call; Raising Call; Adjournment.** While the senate is under call, no business shall be transacted except to receive and act on the report of the sergeant-at-arms; and no motion shall be in order except a motion to adjourn and a motion to suspend further proceedings under the call, which motions shall be determined by the yeas and nays, and the motion to suspend further proceedings under the call shall not be adopted unless a majority of all the senators present vote in favor thereof. A majority of those present may adjourn, but upon reconvening, the senate shall not be considered to be under the call, but the call of the senate may again be ordered in the same manner as above described.

66. **Sergeant-at-arms May Report.** The sergeant-at-arms may make a report of his proceedings, at any time, which report may be accepted, and further proceedings under the call thereby dispensed with; but the motion to accept such report shall be determined by yeas and nays, and it shall not be adopted unless a majority of all the senators present shall vote in favor thereof. If such report be not accepted, the sergeant-at-arms shall proceed to a completion of his duties as required by Rule 64.

67. **Call Raised When Absentees Present.** When the sergeant-at-arms shall make a report showing that all who were absent without leave (naming them) are present, such report shall be entered on the journal and the call be at an end; and thereupon the doors shall be opened and the business pending when the call was made shall be proceeded with.

ORDER OF BUSINESS

68. **Hour for Meeting.** The hour for the meeting of the senate shall be at 2 o'clock p. m. daily except Sundays unless a different hour shall be prescribed by resolution or motion adopted by a majority vote.

69. **Roll Call; Quorum.** Before proceeding to business the roll of the senators shall be called and the names of those present and those absent shall be entered on the journal. A majority of the senators must be present to constitute a quorum for the transaction of business but a smaller number may adjourn from day to day and may compel the attendance of absent members.

70. **Leave of Absence.** Unless unable to attend on account of illness or other cause, no senator or officer of the senate shall be absent from the session during the entire day without first having obtained leave of absence.

71. **Daily Order of Business.** The daily order of business in the senate shall be as follows:

1. Roll call.
2. Prayer by the chaplain.
3. Reading and approval of the journal of the preceeding day.
4. Presentation of petitions.
5. Reports of standing committees.
6. Reports of special committees.

7. Presentation of resolutions, memorials, motions and notices.
8. Introduction of bills.
9. Unfinished business.
10. Consideration of resolutions and memorials.
11. Consideration of bills on third reading.
12. Consideration of bills on second reading.
13. Miscellaneous business.

72. **Messages and Reports Received at Any Time.** Messages from the governor and from the house of representatives, communications and reports from state officers, reports from the committees on revision and enrolling and on rules, may be received at any time, except when the president is putting the question, or when the yeas and nays are being called; and upon motion may be considered at any time.

73. **Unfinished Business.** The item of unfinished business in which the senate was engaged at the last preceding adjournment shall have the preference under its regular order in the daily order of business.

74. **Action Out of Regular Order.** The senate may at any time on motion supported by a majority vote of the senators present proceed out of order to any order of business or return to an order already passed. When the senate shall have reached any particular order of business, any item thereunder may be taken up for consideration out of its regular order upon motion supported by a majority vote of the senators present.

COMMITTEES

75. **Standing Committees.** The following standing committees shall be appointed by the president of the senate:

1. Agriculture and Irrigation, seven members.
2. Appropriations and Claims, eleven members.
3. Banking and Commerce, seven members.
4. Education, seven members.
5. Fish and Game, seven members.
6. Health and Labor, five members.
7. Highways, seven members.
8. Judiciary, seven members.
9. Mining and Smelting, five members.
10. Public Institutions, seven members.
11. Revenue and Taxation, ten members.
12. Revision and Enrolling, three members.
13. Rules and Contingent Expenses, three members.
14. Social Relations and Relief, nine members.
15. State and Municipal Affairs, seven members.

76. **Chairman of Committee.** The first Senator named on a committee shall be the chairman thereof.

77. **Committee Not to Sit While Senate in Session.** No committee shall sit while the senate is in session, without special leave.

78. **Special Committees.** Special committees may be provided for on motion or by resolution, designating the number and the object, and unless otherwise ordered shall be appointed by the president.

79. **Committee Quorum; Sub-Committees.** A majority of any committee shall constitute a quorum for the transaction of business. Sub-committees, who shall report to the regular committee, may be appointed to take charge of any part of the committee's business.

In order to maintain working quorums in the various committees, the president of the senate may, upon recommendation by committee chairman, release any committee member who continually absents himself from regular committee meetings, and appoint a successor.

80. **Business in Committees; Report.** All business referred to a committee shall be taken up within eight days unless further time is granted by the senate. A committee making a request for an extension of time shall name the day on which the bill will be reported to the senate.

When a bill has been acted upon by a committee, the chairman shall report it back to the senate forthwith.

81. **Notice of Meeting to Author of Bill.** The chairman or clerk of each committee of the senate shall notify the author of any bill or resolution pending before such committee of the hour and place of hearing or acting upon such bill or resolution.

82. **Dissenting Members to Be Reported.** Members dissenting from a report of a committee shall be so reported when they request it.

83. **Committee on Contingent Expenses; Payment of Expenses.** No expenditures on behalf of the senate shall be incurred by any officer without the consent and authority of the committee on contingent expenses. The said committee shall examine and audit all requisitions and bills for supplies and expenditures of the senate, of its members and committees for stationery and other purposes, and shall certify to the correctiveness of the same; and no such requisition shall be made, nor bill be audited or paid unless so certified by the chairman or other members of the committee. After any bill or claim shall have been audited and approved by the committee on contingent expenses, it shall be certified by the president and secretary to the state auditor for payment by state warrant.

BILLS, RESOLUTIONS, ETC.; PROCEDURE

84. **Ten Copies of Bill Required.** Ten typewritten copies of every bill, resolution, or memorial shall be furnished the secretary by the senator introducing the same before the bill shall be accepted by the secretary for introduction.

85. **Bill Backs.** The secretary shall attach to each bill or resolution a substantial back.

86. **Introduction and First Reading of Bill.** Any senator desiring to introduce a bill shall present the same to the secretary. The secretary shall give it a number and read the title. This shall constitute the first reading of the bill.

87. **Reference to Committee on Revision and Enrolling.** After the bill has been read the first time it shall as a matter of course be referred to the committee on revision and enrolling, which shall examine the same. The committee by and with the assent of the author, shall have authority to correct any clerical error such as in orthography, adding or correcting the enacting clause, mistakes in numbering sections and references thereto, errors in grammar, phraseology, punctuation, or in the form of the bill, for the purpose of avoiding repetitions, securing a proper title, insuring accuracy in the text and references and consistency with the language of existing statutes. The committee on revision and enrolling shall also see to it that the provisions of the joint rules covering the underscoring of new matter and the indicating of old matter omitted are observed, and that no bill is printed until these provisions are carried out.

88. **Report of Committee on Revision and Enrolling.** The committee on revision and enrolling shall report back all bills. The committee report shall give a brief statement of the findings of the committee concerning any point or matter which in the opinion of the committee should be called to the attention of the author or the senate. The committee shall not retain any bill longer than three legislative days unless by the approval of the author.

89. **Bills Ordered Printed and Referred to Standing Committee.** When the report of the committee on revision and enrolling has been read, the bill shall be referred to a standing committee by the president, and 500 copies thereof, unless otherwise ordered by the senate, shall be printed. A printed copy of the bill, bearing the written approval of the secretary of the senate shall thereupon be substituted for the original, and shall thenceforth be treated as the original bill.

90. **Bill Reported from Committee.** When bills are reported from committees, they shall be placed at the foot of the second reading calendar, in the order in which they are received. The report of the committee shall be filed with the bill. The bill shall not be read the second time until at least the day following the report of the committee.

91. **Second Reading of Bill.** When a bill is reached on the second reading calendar, it shall be read in full, after which the report of the committee shall be read and acted upon. The bill shall then be open for general discussion and amendment. The final question on the second reading shall be "Shall the bill be read a third time" and shall be decided by a yea and nay vote. If this question is decided in the negative, it shall be deemed a rejection of the bill.

92. **Bill Placed on Third Reading Calendar.** Each bill, resolution or constitutional amendment ordered read a third time shall be placed at the foot of the third reading calendar. No bill shall be read the third time until the day following its second reading.

93. **Reprinting Bill.** Any bill that has been materially amended on its second reading may by a majority vote be ordered reprinted or retyped. When a bill has under this rule been ordered retyped, it shall be prepared upon 8½x13 inch paper and the lines should be numbered as in the printed bill.

94. **Third Reading of Bill; Final Question.** When a bill is reached on the third reading calendar, it shall be read by title, unless objection be made, in which event the bill shall be read in full as it passed its recond reading. The bill shall then be open for discussion or further amendment. The final question shall be stated thus: "This bill having been read three times, the question is: Shall the bill pass" or "Shall the bill be concurred in" as the case may be.

95. **Third Reading of Money Bills to Be in Full.** The third reading of all bills appropriating money shall be in full.

96. **Amendments Inserted in Bill Before Transmitted to House.** Any bill, resolution, memorial or constitutional amendment which shall have passed the senate with amendments shall have such amendments inserted therein in blue before being transmitted to the house of representatives.

97. **Recommitment Before Passage.** Any bill, resolution, or memorial may be recommitted at any time previous to its passage.

98. **Bill Transmitted to House.** Each bill which passes its third reading shall be certified by the secretary and by him transmitted to the house. The date of transmission shall be entered on the books of the secretary.

99. **Enrollment of Bill; Signed by President.** After a senate bill has passed both houses, it shall be duly enrolled under the direction of the committee on revision and enrolling and carefully examined as provided by Joint Rule No. 33. When the bill is reported to the senate as correctly enrolled, its title shall be publicly read and it shall be signed by the president in the presence of the senate, and then transmitted to the house to be signed by the speaker.

100. **No Bill to Be Introduced After Fortieth Day.** No bill shall be introduced in the senate after the fortieth day of the session, without unanimous consent.

101. **All Money Bills Referred to Appropri-**

ations and Claims Committee. All bills appropriating money from any fund shall be referred to the committee on appropriations and claims before being read a second time.

102. **Resolutions Lie One Day on Table.** All resolutions except joint and concurrent resolutions shall lie one day on the table.

103. **Action on House Bill.** When a house bill has been received by the senate, with a message announcing that it has passed the house, such bill shall be read the first time and referred by the president to a standing committee and its course shall thereafter be the same as that of a senate bill; provided, however, that when a house bill is received, the text of which is stated by a senator to be identical with that of a senate bill which has already been considered and reported by a stand-committee of the senate, such house bill shall be referred to the committee on revision and enrolling for comparison which committee shall report without delay whether or not such bill is identical with the senate bill. If reported identical, such house bill shall be substituted for the senate bill and shall take its place on the second reading calendar, provided that the fact that the bills are identical shall be entered in the Journal.

104. **No Senate Bills Shall Be Passed after the 55th Day.** No senate bill shall be passed after the fifty-fifth day of the regular session of the Legislature.

THE CALENDAR

105. **Bills Placed on Calendar.** When bills, resolutions, memorials, or other business are reported from committees, they shall be placed upon the calendar, to be kept by the secretary as follows:

All bills when reported to the senate by committees shall be placed at the foot of the second reading calendar in the order in which the reports are made, and after passing their second reading, they shall be placed at the foot of the third reading calendar, in the order of second reading.

106. **Precedence in Consideration of Bills; Printed Calendar.** Precedence shall be given in the consideration of bills on the calendar in the following order: Third reading calendar and second reading calendar, unless otherwise ordered. The bills upon third reading shall be considered in the order in which they appear upon the calendar, unless otherwise ordered by unanimous consent. If a bill is passed on the calendar, for any reason other than the absence of the author by leave of the senate, it shall be placed at the foot of the calendar, unless otherwise ordered. The secretary shall during each daily session cause the calendar to be written and maintained upon the blackboard showing bills properly listed as provided in rule 105.

107. **Special Order.** Any subject may by a vote of a majority of those voting be made a special order, and when the time fixed for its consideration arrives, the president shall lay it before the senate.

COMMITTEES OF THE WHOLE

108. **Bills on Second Reading May be Considered in Committee of the Whole.** During consideration of bills on their second reading, three senators may move that any bill or bills in said order of business shall be considered in committee of the whole, and the senate shall resolve itself into a committee of the whole for the consideration of the bill or bills to be so considered.

109. **Procedure in Committee of Whole.** In forming a committee of the whole, the president, unless otherwise ordered by the senate, shall appoint a chairman to preside, who shall for the time being exercise all the powers of the president necessary to the conduct of the business of the committee. The rules of the senate shall govern as far as practicable, except that a senator may speak more than twice on the same subject, that a call for the yeas and nays cannot be made, nor can an appeal from the decision of the chair be taken. Such committee may strike out the enacting clause of a bill and report that fact to the senate; and if the report be agreed to by the senate, it shall be deemed a rejection of the bill.

110. **Action on Bills in Committee of the Whole; Report to Senate.** Upon bills committed to a committee of the whole, the bill shall first be read thoroughout by the secretary, and then again read and debated by sections, leaving the title to be last considered. The body of the bill shall not be defaced, or underlined, but all amendments, noting the page and line, shall be duly entered by the secretary on a separate paper, as the same shall be agreed to by the committee. All amendments made in committee of the whole shall be reported by the chairman to the senate, and shall by him be moved to be inserted, and if adopted shall then be entered upon the Journal. After the bill has been reported to the senate it shall again be subject to debate and amendment before the vote thereon is taken.

111. **Motion to Rise Always in Order in Committee of the Whole.** A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

EXECUTIVE SESSIONS

112. **Executive Session.** When a motion is adopted to close the doors of the senate on the discussion of any business that may, in the opinion of the senate, require an executive session, the president shall require all persons, except the senators, the president, secretary, minute clerk and sergeant-at-arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the senate.

113. **Executive Nominations.** When executive nominations shall be sent by the governor to the senate for confirmation, they shall, after being read by the secretary, without motion be referred to a special committee of five appointed by the president, unless otherwise ordered by the senate. In no event shall action be taken on any executive nomination before the third day after its receipt from the governor. After having been reported by the special committee of five appointed by the president, the final question on every nomination shall be: "Will the senate advise and consent to this nomination?" which question shall not be put on the day the nomination or nominations are reported from the committee, unless by unanimous consent. While any nomination remains with the senate it shall be in order to reconsider any vote taken thereon.

SUSPENSION OF RULES

114. **Suspension or Alteration of Rules Requires Majority Vote.** No standing rule of the senate shall be altered, amended, suspended or rescinded without the vote of a majority of the senators present.

RULES OF ORDER

115. **Robert's Rules of Order to Govern.** The rules of parliamentary practice comprised in Robert's Rules of Order shall govern the senate in all cases to which they are applicable and in which they are not inconsistent with the standing rules and order of the senate.

PRIVILEGES

116. **Admission to Senate Chamber.** No person shall be admitted within the senate chamber (galleries excepted) between 9 a. m. and the time of adjournment, unless specially invited by a senator. It shall be the duty of the sergeant-at-arms to admit no one except upon the invitation of the senator, except the members and officers of the two houses of the legislature, former members of the senate, the governor, heads of state departments, former governors, members of the congressional delegation, judges of the United States courts and of the state courts, and reporters of the press. Any such person shall only be entitled to the quiet and orderly occupancy of the seats provided for visitors or for representatives of the press, and in no event to the privileges of the floor.

117. **Senators' Seats Not to Be Occupied by Others.** At no time, whether the senate be in session or not, shall any employe of the senate, or any persons whatsoever, other than the president or a senator, be permitted to occupy the chair or use the desk of the president or that of any senator.

118. **Sergeant-at-arms to Enforce Rules.** The sergeant-at-arms and the employes under his direction will be held to a strict enforcement of the two preceding rules.

119. **Employes and Visitors Not to Influence Legislation.** Any employe of the senate or of its committees soliciting or inviting any senator to vote or use his influence for any bill or matter before the senate shall be at once dismissed from service and employment, and any person entitled to the privilege of the floor of the senate who shall, while on the floor during the session of the senate, solicit or invite any senator to vote or use his influence for any bill or matter before the senate shall forfeit his privilege.

On motion of Senator Nelson the Senate adjourned.

TWENTY-SIXTH DAY

February 5, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 5, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the twenty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WM. H. GRIFFIN,

MRS. FRANK PAGE STEWART.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 84* by the Committee on Judiciary has carefully examined the same and begs leave to report same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 84 was placed on the Second Reading Calendar.

February 3, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 31,* by Mr. Grover, reports the same out without recommendation, with the following suggested changes. That the title be made to read: AN ACT REGULATING THE BUSINESS OF LAND VALUE INSURANCE FIXING FEES, REQUIRING PAID UP CAPITAL, SURPLUS PROVIDING FOR DECREASE, MANNERS OF PAYMENT, AND DEPOSITS; REQUIRING CREATION, MAINTENANCE, EXTENT, REGULATION, DEPOSIT, INVESTMENT AND WITHDRAWAL OF RESERVE GUARANTEE FUND AND SUPPLEMENTAL RESERVE GUARANTEE FUND; PROVIDING FOR CAPITAL AND SURPLUS FUND AND INVESTMENT THEREOF; PERMITTING EXCHANGE OF SECURITIES, LIMITING RIGHT TO RECEIVE OR MAKE DIVIDENDS OR HOLD REAL ESTATE; REQUIRING ACTUARIAL TABLES TO BE FILED, PREMIUM RATES APPROVED, AND FORMS OF POLICIES AND INTERIM CERTIFICATES BE SUBMITTED TO INSURANCE COMMISSIONER FOR APPROVAL; LIMITING AMOUNT OF INSURANCE; RELATING TO STATE APPRAISER, APPROVAL OF APPRAISAL, REPORTS AND STATEMENTS, TIME FOR MAKING INSTALLMENT PAYMENTS OF PREMIUMS; AND PROVIDING SPECIAL TAX, AND PENALTY FOR VIOLATION OF ACT.

Delete Section 1 and SUBSTITUTE therefor:

"Section 1. Any corporation formed for the purpose of insuring or guaranteeing land values, or any loan thereon by depreciation in value thereof, which may include as a part of any land value loss, non-payment of loans, or any part thereof, under instrument or instruments whereby said land and improvements or appurtenances thereupon or attached thereto may be security therefor, shall be deemed a land value insurance corporation."

Delete Section 15 and SUBSTITUTE therefor:

"Section 15. All land value insurance policies shall be limited to the securing of the value of lots, pieces, parcels or tracts of land, or to the guaranteeing of a value fixed thereupon as the insurable value thereof, exclusive of any improvements thereon other than street paving and grading, sidwalks and curbs, sewerage and cesspool systems, water and gas mains, drainage and irrigation works, arboreal and vitaceae growth, but not the products thereof, and other utilities of a character that cannot be removed, or that are not to be removed, from the land, and no such policy shall be written for an amount greater than the insurable value of the land or the reasonable value thereof as fixed by the insurer after appraisal of such land, excepting, that land value insurance policies may include, as a matter of predetermined or postdetermined land value loss, the non-payment of loan, or any part thereof, under any instrument whereby said land and improvements thereupon or appurtenances attached thereto may be made thereon, provided, that under such policies the total insurable value of the land and improvements thereupon shall not be written for an amount greater than sixty percent of the reasonable value thereof as affixed by the insurer; and provided further, no policy of land value insurance shall cover more than one lot, piece, parcel or tract of land, and the policy in no event shall exceed twenty thousand dollars total coverage or insurance risk."

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 31 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Fish and Game to which was referred *S. B. No. 130* by Mr. Stevens, begs leave to report the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 130 was placed on the Second Reading Calendar.

February 4, 1937.

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 120* by Mr. Stevens, begs leave to report the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 120 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 63* by Committee on Revenue and Taxation, report same out favorably, having amended the bill as follows:

Line 2 (in title), insert a comma after the word "claims".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 63 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 108,* by the Committee on Banking and Commerce, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B .No. 108 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 107,* by the Committee on Banking and Commerce, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 107 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 106,* by the Committee on Banking and Commerce, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 106 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 133* by Mr. Parratt, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 133 was ordered printed and referred to the Committee on Health and Labor.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 135* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 135 was ordered printed and referred to the Committee on Judiciary.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 140* by Mr. Nelson, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 140 was ordered printed and referred to the Committee on Judiciary.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 154* by Mr. Grover, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 154 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 161* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 161 was ordered printed and referred to the Comittee on Revenue and Taxation.

COMMUNICATIONS FROM THE GOVERNOR

February 5, 1937.

TO THE SENATE:

I have the honor to present to you the following communication from President Franklin D. Roosevelt:

February 2, 1937.

"His Excellency, Henry H. Blood,
Governor of Utah,
Salt Lake City, Utah.

My dear Governor:

I will appreciate it if you will convey to the members of the Legislature of the State of Utah my sincere thanks for their message of birthday greetings. I was deeply touched by this fine remembrance.

Very sincerely yours,

FRANKLIN D. ROOSEVELT."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 4, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 13*, by Mr. Billings, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 77, LAWS OF UTAH, 1935, RELATING TO THE PARTICIPATION BY CERTAIN CORPORATIONS IN THE PROVISIONS OF THE NATIONAL HOUSING ACT AND MAKING MORTGAGES INSURED AND DEBENTURES ISSUED BY THE FEDERAL HOUSING ADMINISTRATOR ELIGIBLE FOR DEPOSIT PURPOSES".

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 28*, by Mr. Royle, entitled, "AN ACT REQUIRING THE REGISTRATION WITH THE INDUSTRIAL COMMISSION OF ALL LABOR ORGANIZATIONS OR UNIONS IN THE STATE OF UTAH.", and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 28 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 7*, by Mr. Huggins and Mr. Parratt, entitled, "A JOINT RESOLUTION RELATING TO THE APPOINTMENT OF A JUDGE FROM UTAH TO THE TENTH CIRCUIT COURT," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. J. R. No. 7 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 27*, by Mr. Royle, entitled, "AN ACT REQUIRING REGISTRATION WITH THE INDUSTRIAL COMMISSION OF UTAH BEFORE ACCEPTING EMPLOYMENT DURING A LABOR STRIKE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Royle the Senate concurred in the House amendments.

S. B. No. 27 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent,6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Holmes, Lund, Snow, Stewart.

S. B. No. 27 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 17*, by Mr. Hopkin and Mr. Holmes, entitled, "AN ACT PERTAINING TO AGRICULTURE, RELATING TO LIVESTOCK, AND CONCERNING THE DISTRIBUTION OF TAYLOR GRAZING FUNDS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 17 was transmitted to the Governor.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected as amended by the House, *S. J. R. No. 6*, by the Committee on Appropriations and Claims, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 26*, by Mr. Brewster.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 31,* by Mr. Brewster.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 25,* by Mr. Lamoreaux, entitled, "AN ACT PROVIDING THAT SHERIFFS, CHIEF OF POLICE, TOWN MARSHALS, OFFICERS OF THE HIGHWAY PATROL, OR OTHER PEACE OFFICERS SHALL NOT DEPUTIZE THE EMPLOYEES OF A PRIVATE EMPLOYER WHEN A STRIKE, LOCKOUT, OR LABOR DISPUTE EXISTS DIRECTLY CONCERNING SUCH EMPLOYER," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 25 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 5, 1937.

Mr. President:

I am returning herewith *H. B. No. 6* for further action by the Senate, as per your letter of February 4, 1937.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 5, 1937.

Mr. President:

I am returning herewith *S. B. No. 19* for further action by the Senate, as per your letter of February 4, 1937.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEE

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. B. No. 28* by Mr. Royle, entitled, "AN ACT REQUIRING THE REGISTRATION WITH THE INDUSTRIAL COMMISSION OF ALL LABOR ORGANIZATIONS OR UNIONS IN THE STATE OF UTAH," has examined same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 28 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. J. R. No. 7*, by Mr. Huggins and Mr. Parratt, entitled, "A JOINT RESOLUTION RELATING TO THE APPOINTMENT OF A JUDGE FROM UTAH TO THE TENTH CIRCUIT COURT," has examined the same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 7 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Upon unanimous consent of the Senate *S. B. No. 139* was withdrawn.

The President introduced Mr. A. B. Irvine, a former President of the Utah State Senate, who addressed the Senate briefly.

INTRODUCTION OF BILLS

S. B. No. 167 By Mr. Farr, Mr. Holmes, Mr. Peterson, and Mr. Stevens

AN ACT TO REGULATE THE HUNTING OF PHEASANTS AND OTHER UPLAND GAME BIRDS, AND AUTHORIZING THE FORMATION OF POSTED SHOOTING AREAS WITHIN WHICH LAND-

OWNERS MAY COLLECT FEES FOR PHEASANTS KILLED; PROVIDING FOR THE POSTING OF LANDS AGAINST TRESPASSING; AND PROVIDING PENALTIES FOR VIOLATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 168 By Committee on Revenue and Taxation

AN ACT TO AMEND SECTION 15-7-48, REVISED STATUTES OF UTAH, 1933, RELATING TO THE LIEN OF SPECIAL ASSESSMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. M. No. 1 By Mr. Parratt

A MEMORIAL RELATING TO JUNIOR COLLEGES WITHIN THE STATE OF UTAH, was read the first time and referred to the Commitee on Revision and Enrolling.

SPECIAL ORDER

S. C. M. No. 1 was read the second time.

Committee report read and adopted.

S. C. M. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holmes, Lamoreaux.

UNFINISHED BUSINESS

S. B. No. 71 on second reading.

On motion of Senator Parratt the bill was amended as follows:

Page 2, line 2, in the amendment inserted, strike the first three words of said amendment and insert the word "who". Also strike the words "and the chairman of the commission".

Place said amendment after the word "administrator" on line 6.

Strike all amendments to lines 5 and 6 and restore said lines to their original printed form.

On motion of Senator Nelson the bill was amended as follows:

Page 11, line 6, strike the fourth word "to" and insert the word "of" in lieu thereof.

Page 5, line 17, strike the words "drink liquor or".

On motion of Senator Tanner the bill was amended as follows:

Page 3, line 5, strike the word "consumption".

Senator Maw moved to amend the bill as follows: Page 3, line 27, after the word "agencies" insert the following: "*provided all liquor sold in stores and package agencies shall be marked up in an amount of not less than sixty per cent on intoxicating liquors and fifty per cent on wines above wholesale prices.*

"*There is appropriated from the profits from the sale of liquors through stores and package agencies the sum of $50,000 per month to the old age pension fund. It shall be the duty of the liquor control commission to at all times maintain liquor prices high enough to provide for this appropriation.*"

Senator Holbrook moved to amend the amendment by striking the last paragraph.

Senator Maw with the aid of four Senators requested a roll call on the motion to amend the amendment.

The motion to amend the amendment was lost on the following roll call:

Yeas, 9; Nays, 10; Absent, 4.

Those voting in the affirmative were: Senators Farr (expl. vote), Frischknecht, Holbrook, Huggins, Peterson, Snow, Stevens, Stewart, Thornton.

Those voting in the negative were: Senators Baker, Griffin, Grover, Hopkin, Lindstrom, Lund, Nelson, Parratt, Tanner, Mr. President.

Absent and not voting: Senators Billings, Holmes, Lamoreaux, Royle.

Senator Holbrook moved to amend the amendment by striking the word "fifty" and inserting the word "forty".

Motion as amended carried.

On motion of Senator Farr the bill was amended as follows:

In the amendment inserted on page 2, line 6, after the word "commission" on line 3 insert the words "said manager must be well qualified in managerial and business affairs". Also strike the next following word "who" and insert the word "and".

On motion of Senator Holbrook the bill was amended as follows:

Page 5, line 11, after the word "alcohol" insert the words "and liquor".

Lines 12 and 14, after the word "alcohol" insert the word ", liquor".

Senator Hopkin moved to amend the bill as follows:

Page 2, line 7, strike the figures "4,000" and insert the figures "5,000".

Senator Maw moved to amend the amendment by inserting the figures "6,000".

Senator Frischknecht with the aid of four Senators requested a roll call on the motion.

The motion to amend the amendment was lost on the following roll call:

Yeas, 9; Nays, 12; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin (expl. vote), Grover, Holmes, Lindstrom, Tanner, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton.

Absent and not voting: Senators Lamoreaux, Peterson.

Motion as originally made carried.

On motion of Senator Maw the bill was amended as follows:

Page 2, line 8, strike the figure "4,000" and insert "1,000 each".

On motion of Senator Griffin the bill was amended as follows:

Page 4, strike the underlined material in lines 22, 23 and 24.

S. B. No. 71 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Lamoreaux.

Senator Griffin moved that when we do adjourn it be until Monday, February 8, 1937 at 10:00 a. m.

Motion carried.

On motion of Senator Parratt the Senate adjourned.

TWENTY-NINTH DAY

MORNING SESSION

February 8, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 8, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the twenty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WM. H. GRIFFIN,

MRS. FRANK PAGE STEWART.

Report adopted and filed.

The President appointed Senators Holmes and Lamoreaux to revise the Journal for the week beginning February 8, 1937.

REPORTS OF STANDING COMMITTEES

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which was referred *S. B. No. 25* by Mr. Lamoreaux, entitled, "AN ACT PROVIDING THAT SHERIFFS, CHIEF OF POLICE, TOWN MARSHALS, OFFICERS OF THE HIGHWAY PATROL, OR OTHER PEACE OFFICERS SHALL NOT DEPUTIZE THE EMPLOYEES OF A PRIVATE EMPLOYER WHEN A STRIKE, LOCKOUT, OR LABOR DISPUTE EXISTS DIRECTLY CONCERNING SUCH EMPLOYER," has examined same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 25 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. M. No. 1* by Mr. Parratt, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. M. No. 1 was ordered printed and referred to the Committee on Education.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 132* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 132 was ordered printed and referred to the Committee on Judiciary.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 137* by Mr. Nelson and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 137 was returned to its author.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 156* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 156 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 157* by Mr. Nelson and Mr. Lamoreaux, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 157 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 162* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 162 was ordered printed and referred to the Committee on Judiciary.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 163* by Mr. Huggins, and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 163 was returned to its author.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 168* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 168 was ordered printed and referred to the Committee on Revenue and Taxation.

Senator Billings moved to reconsider the vote by which *H. B. No. 6* was passed.

Motion carried.

RECONSIDERATION OF H. B. No. 6

Senator Billings moved to amend the bill on line 4 by striking the word "four" and inserting the word "two".

Senator Farr moved to amend the amendment by inserting the word "six" instead of the word "two".

Motion as amended carried.

H. B. No. 6 then passed on the following roll call:

Yeas, 17; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Mr. President.

Those voting in the negative were: Senators Billings, Tanner, Thornton.

Absent and not voting: Senators Frischknecht, Grover, Stevens.

H. B. No. 6 was returned to the House.

On motion of Senator Holbrook *S. B. No. 71* was made a special order of business for this afternoon at 2:30 p. m.

INTRODUCTION OF BILLS

S. B. No. 169 By Mr. Billings (By Request)

AN ACT TO AMEND SECTION 76-2-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DEFINITION OF TERMS AS USED IN THE PUBLIC UTILITIES ACT BY ADDING TO THE DEFINITIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 170 By Mrs. Lund, Mr. Lamoreaux and Mr. Nelson

AN ACT TO ENCOURAGE THE CONSERVATION AND MOST EFFICIENT UTILIZATION OF THE NATURAL RESOURCES OF THE STATE OF UTAH FOR THE GREATEST BENEFIT TO ALL OF THE PRESENT AND FUTURE CITIZENS OF THE STATE BY PROVIDING MEANS FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF PROCESSES AND METHODS FOR SUCH CONSERVATION AND UTILIZATION OF SAID RESOURCES; PROVIDING THAT A SCIENTIFIC, NON-POLITICAL, NON-PROFIT FOUNDATION OR CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF UTAH MAY BE MADE AN AGENCY OF THE STATE IN CARRYING OUT THE PURPOSES OF THIS ACT; PROVIDING THAT STATE FUNDS FOR CARRYING OUT THE PURPOSES OF THIS ACT MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION; SETTING FORTH THE TERMS AND CONDITIONS UNDER WHICH SAID FUNDS MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION FOR THE PURPOSES OF THIS ACT; PROVIDING THAT SUCH FOUNDATION MAY BE MADE AN AGENCY OF THE STATE TO RECEIVE GRANTS OF MONEY FROM THE UNITED STATES GOVERNMENT FOR THE PURPOSES OF THIS ACT; PROVIDING THE SUM OF $100,000 FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF METHODS OF TREATING UTAH COALS FOR THE PRODUCTION OF A SUBSTANTIALLY SMOKELESS FUEL, FUEL GAS, MOTOR FUELS, OIL AND OTHER VALUABLE BY-PRODUCTS; DELEGATING TO THE UTAH RESEARCH AND CONSERVATION FOUNDATION THE AUTHORITY TO EXPEND SUCH FUNDS AS AN AGENCY OF THE STATE FOR THE PURPOSE SPECIFIED AND SETTING FORTH THE TERMS AND CONDITIONS OF SUCH EXPENDITURE; AND PROVIDING THAT STATE AGENCIES MAY PROVIDE FACILITIES FOR ASSISTANCE IN THE CARRYING OUT OF RESEARCH WORK UNDER SAID GRANT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 171 By Mr. Royle (By Request)

AN ACT TO AMEND SECTION 8-0-5, REVISED STATUTES OF UTAH, 1933, RELATING TO FORM AND TIME AND PLACE OF PAYMENT OF BONDS TO BE ISSUED BY A COUNTY, MUNICIPALITY, SCHOOL DISTRICT, OR OTHER TAXING UNIT OF THE STATE, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Maw moved that all bills to be considered on Special Order of Business this morning be recalled from the standing committees so they can be considered.

Motion carried.

SPECIAL ORDER

S. B. No. 2 was read the third time and placed on its final passage.

On motion of Senator Maw the bill was amended as follows:

Page 2, line 17, delete the period, substitute a colon and add the following: " 'pensions' means old age assistance as provided for in Title I. Grants to States for Old Age Assistance, H. B. 7260, 74th Congress."

Line 31, after the word "aged" add the following: "over 65 years".

Line 32, strike the words "retire from regular employment and".

Page 3, line 6, after the word "senate" insert the following: "His appointment shall be for four years beginning March 1, 1937. He may be removed by the governor for cause."

Line 7, after the word "who" first appearing on that line, insert the following: "is qualified because of his training, experience, and general ability and who".

Strike the last 7 words of line 13, all of lines 14, 15, 16, and 17, and substitute the following therefor: "shall cooperate with the county, district and state welfare boards in administering this act. In all cases where the purposes of this act shall not be defeated by so doing, the same personnel employed by the county, district, and state boards for social welfare work, shall administer old age assistance under the direction of the chief of the division of old age pensions. Nothing herein shall be construed, however, so as to restrict the chief from employing sufficient help to carry out the full intent and purpose of this act."

Line 18, strike the words, "state department" and insert the words "chief of the division of old age pensions".

Line 19, strike the word "conferred" and substitute the word "imposed".

Line 22, strike the word "to".

Strike the whole of line 24.

Line 26, strike the word "it" and substitute therefor the word "he".

Line 33, strike the words "The name of no one" and substitute therefor "No person".

Page 4, line 18, strike the last nine words.

Line 19, strike the first three words and substitute the following: "in accordance with this act", also after the word "in" last appearing in this line, add the word "the", and after the word "Act" add a comma.

Line 21, after the word "government" add an apostrophe and the letter "s".

Strike lines 25, 26, 27, 28, 29, 30 and 31, and substitute therefor the following: "Has resided in Utah five years during the nine years immediately preceding his application and has resided therein continuously for one year immediately preceding his application."

Senator Maw moved to amend as follows:

Page 5, strike lines 11, 12, 13 and 14 and substitute therefor: "Nothing shall prohibit the state, district, or county boards from giving additional assistance in excess of $30 per month to any needy person over 65 years in case the benefits provided herein are not sufficient to provide a reasonable subsistance compatible with decency and health."

Senator Huggins moved to amend the amendment by inserting after the word "month" the words "for doctor bills, hospitalization, or a special diet under the direction of a physician."

Motion as amended carried.

On motion of Senator Maw the bill was amended as follows:

Line 28, strike the word "commissioner" and substitute therefor the following: "or district welfare boards."

Page 6, line 1, after the word "application" add the following: "and did have during the year preceding the filing of his application".

Line 2, strike the words "state department" and substitute therefor the word "chief".

Line 3, strike the word "commissioner" and substitute therefor the following: "or district welfare board".

Line 29, after the word "pensions", add the following: "The district court of the district in which the applicant or recipient resides shall have original jurisdiction to hear and adjudicate appeals from the decision of state, district or county boards and the chief of the division of old age pensions."

Page 7, line 4, strike the words "except occasional gifts".

Line 8, strike the words "any property owned by" and substitute therefor the following: "the home and household furniture of".

On motion of Senator Lindstrom the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

COMMUNICATION FROM THE HOUSE

February 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 64*, by Mr. Maw, entitled, "AN ACT AUTHORIZING COUNTY AUDITORS TO DISPOSE OF FEE STATEMENTS OF COUNTY OFFICERS, COUNTY WARRANTS, AND CLAIMS AGAINST THE COUNTIES ON FILE IN HIS OFFICE TEN YEARS OR MORE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 64 was read the first time and referred to Committee on Banking and Commerce.

Senator Holbrook moved that the rules be suspended and that *S. B. No. 128* be read the second time.

Motion carried.

S. B. No. 128 was read the second time.

On motion of Senator Holbrook *S. B. No. 71* was made a Special Order of Business for tomorrow, February 9, 1937, at 2:30 p. m.

Senator Lindstrom moved that the rules be suspended and that *S. B. No. 129* be read the second time.

Motion carried.

S. B. No. 129 was read the second time.

Senator Maw moved that the rules be suspended and that *S. B. No. 4* be read the second time.

Motion carried.

S. B. No. 4 was read the second time.

Committee report read and adopted.

FURTHER CONSIDERATION OF S. B. No. 2

S. B. No. 2 on third reading.

On motion of Senator Maw the bill was amended as follows:

Page 7, reinstate lines 13 to 17 inclusive and change the numbers of the ensuing sections accordingly. On line 17, after the word "person", delete the period and add the following: "which fee is in excess of an amount to be determined by the court or body before whom an applicant or recipient has been represented."

Line 21, delete the period, substitute a comma and add the following: "the applicant and recipient".

Page 8, line 3, after the word "notify" add the word "the".

Line 11, after the word "persons" add the words, "over 65".

Line 19, strike the word "from" and add the words, "by the", also strike the word "funds".

Line 21, delete the period and add the following: "and provided further that in case the amounts appropriated to the old age pension fund are not sufficient to give to all applicants and recipients the maximum benefits intended by this act the grants to all recipients shall be proportionately reduced by whatsoever percentage is necessary to keep within the appropriation for old age pension purposes."

Page 5, in the amendment inserted in Section 10, strike the word "or" on line 3 of said amendment and after the word "diet" insert the words ", or medicine".

Page 2, strike the first paragraph of "Section 1".

Line 5, strike the first four words and insert the word "This" in lieu thereof:

Line 9, after the word "herein." insert the following: "No person who retires from employment after the age of 65 years shall be deprived because of such retirement from the benefits of this act."

On motion of Senator Lindstrom the Senate adjourned.

THIRTIETH DAY

MORNING SESSION

February 9, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 9, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the twenty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WILL R. HOLMES,
W. C. LAMOREAUX.

Report adopted and filed.

February 9, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 112* which was returned to me for rewriting.

Respectfully,

DEXTER FARR,

Report filed.

S. B. No. 112 was referred to the Committee on Revision and Enrolling.

February 9, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 136*, which was returned to me for rewriting.

Respectfully,

WENDELL GROVER,

Report filed.

S. B. No. 136 was referred to the Committee on Revision and Enrolling.

February 9, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 163*, which was returned to me for rewriting.

Respectfully,

IRA A. HUGGINS,

Report filed.

S. B. No. 163 was referred to the Committee on Revision and Enrolling.

REPORTS OF STANDING COMMITTEES

February 8, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 46* by Mr. Holbrook, recommends that the same be held by the Senate until *S. B. No. 11* by Mr. Nelson has been acted upon by the Senate.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 46 was recommitted to the Committee on State and Municipal Affairs.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 155* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 155 was ordered printed and referred to the Committee on Health and Labor.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 164* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 164 was ordered printed and referred to the Committee on Judiciary.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 166* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 166 was ordered printed and referred to the Committee on Revenue and Taxation.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 167* by Mr. Farr, Mr. Holmes, Mr. Peterson and Mr. Stevens, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 167 was ordered printed and referred to the Committee on Fish and Game.

February 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 171* by Mr. Royle, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 171 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 82* by Mr. Holbrook, has carefully examined the same, and begs leave to report same out favorably with the following amendment:

On page 2, line 13, strike "$4800" and substitute therefor, "$4000".

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 82 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 110* by Mr. Holbrook, has carefully examined same, and begs leave to report the same back unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 110 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 10* by Mr. Pett, has carefully examined the same and begs leave to report same out without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 10 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 117* by Mr. Lamoreaux, has been carefully examined by the committee, and the committee begs leave to report the same out unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 117 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 54* by Mr. Holmes, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 54 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 88* by Mr. Huggins, begs leave to report the same back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 88 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 89* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 89 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 142* by Mr. Nelson, has carefully examined the same and begs leave to report the same out unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 142 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 143* by Mr. Nelson, has carefully examined the same and begs leave to report the same out unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 143 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 85* by Mr. Billings, have considered the same and report out without recommendation.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 85 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 95* by Mr. Snow has considered the same and reports out without recommendation.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 95 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 77* by Mr. Maw, begs leave to report same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 77 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B .No. 76* by Mr. Maw, reports the same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 76 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 109* by Mr. Nelson and Mr. Holbrook, begs leave to report same out favorably on a vote of six to one.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 109 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 11* by Mr. Nelson, after careful consideration reports same out favorably with the following amendments:

Strike Section 3, Page 2.

Following the word "COMMISSION" Page 1, line 10 of the title, strike "AND THE" and strike "FISH AND GAME DEPARTMENT" on line 11.

Following the word "commission" Page 2, line 25, strike the remaining part of line 25 and all of line 26.

On page 2, line 30, strike the last three words "and the state" and on page 2, line 31, strike the words "Fish and Game Department".

On page 6, line 4, following the word "that" strike the last four words "the Fish and Game" and on page 6, line 5, the first word "warden".

On page 6, line 5, strike the last two words "and deputy" and on page 6, line 6, "sheriff".

Delete the period at the end of the line page 1, line 9, and insert a "semi-colon" and insert the following: "removal from office shall be subject to confirmation by the state board of examiners".

On page 3, line 10, following the word "laws" insert the following "including the highway police laws".

Page 3, line 15, delete the word "leal" and insert the word "legal".

Page 3, line 22, following comma after the word "sheriffs" insert "except civil duties".

On page 3, line 23, after the word "constables" insert "in labor disputes the state police shall not be used to break strikes but shall be employed only to protect the constitutional rights of life and property."

On page 3, line 28, delete the period after "state" insert the following: "provided no local officer shall be required to serve without his jurisdiction. Prisoners arrested by the state police shall, where facilities are suitable, be confined in jail in the county in which the crime for which they are arrested was committed."

On page 5, line 23, insert immediately before the word "board" "Utah state".

On page 6, line 4, after the word "that" insert "state highway patrol and the department of identification and investigation".

Page 6, line 15, delete the word "March" and insert "July".

Respectfully,

LAWRENCE E. NELSON,

Report filed. Chairman.

S. B. No. 11 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 135* by Mr. Nelson has carefully examined the same and begs leave to report same out unfavorably.

Respectfully,

IRA A. HUGGINS,

Report filed. Chairman.

S. B. No. 135 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 74* by Mr. Nelson, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,

IRA A. HUGGINS,

Report filed. Chairman.

S. B. No. 74 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *H. B. No. 15* by Mr. Burton, has carefully examined the same and begs leave to report same out without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 15 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 140* by Mr. Nelson, begs leave to report the same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 140 was placed on the Second Reading Calendar.

COMMUNICATIONS FROM THE HOUSE

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 54*, by Mr. Holbrook, entitled, "AN ACT RELATING TO TITLE INSURANCE COMPANIES AND TO THE BUSINESS OF TITLE INSURANCE; CREATING A GUARANTEE FUND FOR DOMESTIC AND FOREIGN TITLE INSURANCE COMPANIES; IMPOSING REQUIREMENTS FOR A TITLE INSURANCE SURPLUS FUND; AND RELIEVING TITLE INSURANCE COMPANIES FROM THE OPERATION OF SUBDIVISION 4, SECTION 43-3-2 AND SUBDIVISION 4, SECTION 43-3-3, REVISED STATUTES OF UTAH, 1933, and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 54 was read the first time and referred to Committee on Banking and Commerce.

February 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 31,* by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 19-18-19, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PUBLIC INSPECTION AND COPYING OF THE RECORDS OF THE COUNTY RECORDER," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 31 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 26,* by Mr. Brewster, entitled, "AN ACT AUTHORIZING COUNTY RECORDERS TO DISPOSE OF CHATTEL MORTGAGES ON FILE TEN YEARS OR MORE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 26 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 5, 1937.

Mr. President:

I am directed to inform your honorable Body that the House has this day passed, as amended by the House, *H. B. No. 56,* by Mr. Whiting and Mr. Low, entitled, "AN ACT AMENDING SECTION 30-0-50, REVISED STATUTES OF UTAH, 1933, RELATING TO THE TRAPPING AND KILLING OF BEAVER, PROVIDING FOR THE APPOINTMENT OF DEPUTY GAME COMMISSIONERS FOR THE PROTECTION OF BEAVER, FIXING THEIR COMPENSATION AND DUTIES, PROVIDING FOR A BOND, AND PROVIDING A PENALTY FOR VIOLATION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 56 was read the first time and referred to Committee on Fish and Game.

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 25*, by Mr. Lamoreaux, entitled, "AN ACT PROVIDING THAT SHERIFFS, CHIEF OF POLICE, TOWN MARSHALS, OFFICERS OF THE HIGHWAY PATROL, OR OTHER PEACE OFFICERS SHALL NOT DEPUTIZE THE EMPLOYEES OF A PRIVATE EMPLOYER WHEN A STRIKE, LOCKOUT, OR LABOR DISPUTE EXISTS DIRECTLY CONCERNING SUCH EMPLOYER," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 25 was transmitted to the Governor.

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. C. M. No. 1*, by Mr. Spence, entitled, "A MEMORIAL TO CONGRESS OF THE UNITED STATES REQUESTING THE CONGRESS TO SUBMIT AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES GIVING CONGRESS THE POWER TO REGULATE THE HOURS OF LABOR IN INDUSTRY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 28*, by Mr. Royle, entitled, "AN ACT REQUIRING THE REGISTRATION WITH THE INDUSTRIAL COMMISSION OF ALL LABOR ORGANIZATIONS OR UNIONS IN THE STATE OF UTAH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 28 was transmitted to the Governor.

February 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. J. R. No. 7*, by Mr. Huggins and Mr. Parratt, entitled, "A JOINT RESOLUTION RELATING TO THE APPOINTMENT OF A JUDGE FROM UTAH TO THE TENTH CIRCUIT COURT," and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. J. R. No. 7 was transmitted to the Secretary of State.

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 5*, by Mr. Ramey, by request, entitled, "AN ACT AMENDING TITLE 79, REVISED STATUTES OF UTAH, 1933, ENACTING A NEW CHAPTER KNOWN AS CHAPTER 14, RELATING TO THE PRACTICES OF PLUMBERS; PROVIDING FOR CERTAIN QUALIFICATIONS, EXAMINATION, AND REGISTRATION OF PLUMBERS; PROVIDING PENALTIES FOR UNREGISTERED PERSONS ENGAGING IN THE TRADE OF PLUMBING AND FOR UNPROFESSIONAL CONDUCT OF PLUMBERS; PROVIDING FOR A REPRESENTATIVE COMMITTEE, FEES, INTERPRETATION OF ACT, EXEMPTIONS, AND MAKING THE OTHER PROVISIONS OF TITLE 79, APPLICABLE TO THIS CHAPTER WHEN NOT IN CONFLICT HEREWITH," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 5 was read the first time and referred to Committee on State and Municipal Affairs.

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 69*, by Mr. Pack, entitled, "AN ACT AMENDING SECTION 80-10-13, REVISED STATUTES OF UTAH, 1933, RELATING TO INDEXING ASSESSMENT ROLLS AND MAILING TAX NOTICES," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 69 was read the first time and referred to Committee on Revenue and Taxation.

Mr. President: February 8, 1937.

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 6,* by Mr. Taylor, entitled, "AN ACT PRESCRIBING THE TIME FOR BEGINNING ACTIONS BY THE STATE, ITS AGENCIES, AND PUBLIC CORPORATIONS AGAINST PUBLIC OFFICERS AND THEIR SURETIES AND MAKING THE PROVISIONS THEREOF RETROACTIVE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Communication filed. Chief Clerk.

H. B. No. 6 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in title and body by the House, *H. B. No. 61,* by Mr. T. W. Jensen, entitled, "AN ACT AMENDING SECTION 3-1-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE STATE BOARD OF AGRICULTURE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,

Communication filed. Chief Clerk.

H. B. No. 61 was read the first time and referred to Committee on Agriculture and Irrigation.

On motion of Senator Grover *S. B. No. 154* was recalled from the Committee on State and Municipal Affairs and referred to its author for rewriting.

Senator Holbrook moved that a telegram be transmitted to the Social Security Board in Washington, D. C., worded as follows:

"Which set of bills introduced in the Utah State Legislature seem best designed to carry out the point of view, aims, desires, recommendations and philosophy of the Social Security board, the bills by Senator Maw or those prepared by the State Department of Public Welfare."

Motion carried.

Senator Farr moved that a Sifting Committee be appointed to start functioning Monday, February 15, 1937.

Motion carried.

INTRODUCTION OF BILLS

S. B. No. 172 By Mr. Holmes

AN ACT AMENDING SECTIONS 2, 7, 9, 10, 13, 18 and 19, LAWS OF UTAH, 1935, RELATING TO MUTUAL BENEVOLENT AND BENEFIT ASSOCIATIONS, was read the first time and and referred to the Committee on Revision and Enrolling.

S. B. No. 173 By Mr. Nelson

AN ACT AMENDING SECTION 28-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO FEES TO BE CHARGED BY JUSTICES OF THE PEACE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 174 By Mr. Grover

AN ACT AMENDING SECTION 15-8-30 REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF CITIES IN THE REGULATION OF TRAFFIC, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 175 By Mr. Lindstrom

AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PRICE RIVER WATER CONSERVATION DISTRICT, A PUBLIC CORPORATION, CERTAIN WATER RIGHTS, LATERALS, CANALS, DITCHES, TUNNELS, EASEMENTS, DIVERSION DAMS, HEADGATES, FLUMES, AND RIGHTS-OF-WAY, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Huggins the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present, except Senator Stevens, excused.

REPORTS OF STANDING COMMITTEES

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 112* by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Chairman.

Report filed.

S. B. No. 112 was ordered printed and referred to the Committee on Judiciary.

February 9, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 11* by Mr. Selvin, report the same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 11 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 122* by Mr. Royle, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 122 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 121* by Mr. Royle, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 121 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 133* by Mr. Parratt, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 133 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on State and Municipal Affairs, to which was referred *H. B. No. 38* by Mr. Hummer, herewith report the bill back favorably with the following amendments:

In title, line 2, after the word "PLACING" insert "OUT OF".

In title, line 3, after the word "CHILDREN", strike "ARE AMENDED BY", and after the word "NEW", strike "SUB-".

In title, line 4, after "14-3-2", strike "(A)" and insert "-A", and after the second "14-3-2", strike "(B)" and insert "-B".

In title, line 6, after the word "PLACING", insert "OUT".

In title, line 7, strike "THEIR TRANSFER" and insert "CHILD-PLACING AGENCIES, AND RELATING TO TRANSFER OF PERMANENT CARE OF CHILDREN UNDER SIXTEEN YEARS OF AGE".

Page 1, line 1, after "14-3-1", delete comma and insert "and"; after "14-3-2", delete "14-3-3, 14-3-4, 14-3-5,".

Page 1, line 2, after "1933," delete "as" and insert "are"; after "amended", strike "by enacting new subsections known as".

Page 1, line 3, strike "14-3-2 (A), 14-3-2 (B) are amended".

Page 1, line 4, after "corporation", insert a comma.

Page 1, line 9, change the "S" in State, "D" in Department, "P" in Public, and "W" in Welfare to lower case.

Page 1, line 11, after the first word "for", insert a comma.

Page 1, line 16, after the word "occupation" insert a comma.

Page 2, between lines 2 and 3, insert "Section 2. New sections to be known as sections 14-3-2-A and 14-3-2-B are enacted to read as follows:".

Page 2, line 3, after "14-3-2", strike "(A)" and insert "-A"; at the end of the line after "and", insert "make".

Page 2, line 4, delete "publish" and substitute "available".

Page 2, line 8, after "14-3-2", strike "(B)", and insert "-B".

Page 2, line 12, delete the comma after the word "court".

Page 2, between lines 16 and 17, insert "Section 3. Sections 14-3-3, 14-3-4, and 14-3-5, Revised Statutes of Utah, 1933, are amended to read as follows:".

Page 2, line 19, after "chapter.", insert "( )".

Page 2, line 23, underscore the word "department".

Page 3, line 1, after "firm", insert "( )"; after "corporation", insert comma and underscore "or association".

Page 3, line 2, after the word "chapter", delete the comma.

Page 3, line 4, after the word "herein", delete the comma.

Respectfully,

MRS. A. C. LUND,
Chairman.

Report filed.

H. B. No. 38 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Public Institutions, to which was referred *H. B. No. 14* by Mr. Pett and Mr. Bonacci, report same out favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

H. B. No. 14 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Public Institutions to which was referred *H. J. R. No. 2,* by Mr. Bennion, hereby report the same out favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

H. J. R. No. 2 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

We, your Committee on Public Institutions, to which was referred *S. B. No. 105,* by Mr. Holmes, hereby report the same out without recommendation.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 105 was placed on the Second Reading Calendar.

February 8, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 100,* by Mr. Nelson, hereby report the same out unfavorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 100 was placed on the Second Reading Calendar.

Senator Huggins moved that the rules be suspended and that we do now reconsider the vote by which *S. B. No. 19* was passed.

Motion carried.

RECONSIDERATION OF S. B. No. 19

S. B. No. 19 on final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 2, insert a new section between lines 3 and 4 to read as follows:

"Section 4. The provisions of this act shall not apply to carriers as that term is defined in the railway labor act, passed by the Congress of the United States June 21, 1934. 48 Statutes 1189, U. S. Code, Title 45, Section 152."

Change the numbers of the ensuing sections accordingly.

On motion of Senator Farr the bill was amended as follows:

Page 1, line 13, strike the words "portion or a percentage" and insert the words "sum or a rate not exceeding three per cent".

S. B. No. 19 then passed on the following roll call.

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Billings, Snow.

Absent and not voting: Senators Grover, Stevens, Thornton.

S. B. No. 19 was transmitted to the House.

FURTHER CONSIDERATION OF S. B. No. 2

Senator Maw moved to amend the bill as follows:

Page 7, line 8, strike the words "any property owned by" and insert the words "the home and household furniture of".

Line 9, after the word "repayment" insert the following "provided said home and household furniture has a combined assessed valuation of less than $5,000. The state board may require a lien on all other tangible property of a recipient, and an assignment of his intangible property as a guarantee of repayment of benefits received under this act. All liens heretofore taken by the state board on the home of any recipient having an assessed valuation of less than $5,000 are hereby cancelled."

Senator Huggins moved to amend the amendment by striking the whole of Section 18 on Page 7 and inserting the following in lieu thereof:

Section 18. "Upon the death of any recipient the director or some other officer of the county or district department which paid the decedent assistance under this act, in behalf of such department, shall present a verified claim for the total amount of all such payments so made to the executor or administrator of the estate of such decedent and the same shall be allowed, approved, filed, and paid as other claims in the administration of the estate of such decedent. All money received from such estates shall be reported promptly by the county or district departments

receiving the same to the state department and the proportion of such money which was paid to the recipient from state funds shall be remitted forthwith to the state department."

"The state department shall certify promptly to the state auditor a statement of the amounts received from recipients or from their estates and deposit such collections with the state treasurer. The federal government shall be entitled to and shall be paid a share of such collections equal to not more than one-half of the amount collected, if required as a condition to federal financial participation, and this amount shall be certified by the state department to the state auditor and treasurer. The amount due the United States shall be paid promptly from the state treasury to the United States government upon the audit and warrant of the state auditor."

Senator Maw with the aid of four Senators requested a roll call on the amendment to the amendment.

The amendment to the amendment was lost on the following roll call:

Yeas, 9; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Billings, Frischknecht, Holbrook, Huggins, Lindstrom, Peterson, Royle, Snow, Stewart.

Those voting in the negative were: Senators Baker, Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Stevens.

Senator Griffin moved to amend the amendment by striking the figures "5,000" and inserting the figures "3,000" in lieu thereof.

Senator Royle with the aid of four Senators requested a roll call on the motion.

The motion to amend the amendment was carried on the following roll call:

Yeas, 18; Nays, 4; Absent, 1.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Tanner, Thornton.

Those voting in the negative were: Senators Baker, Grover, Lamoreaux, Mr. President.

Absent and not voting: Senator Stevens.

The original motion, as amended, carried.

Senator Maw moved that the special order for this afternoon be deferred until after consideration of *S. B. No. 2.*

Motion carried.

On motion of Senator Farr the bill was amended as follows:

Page 7, line 7, after the word "hereunder" insert the words "except wherein said recipient has received benefits fraudulently or contrary to the terms of this act".

Page 2, line 25, strike the figure "60" and insert "50" in lieu thereof.

Page 5, line 18, strike the figure "60" and insert "50" in lieu thereof.

Page 6, line 14, strike the figure "60" and insert "50" in lieu thereof.

Page 7, between lines 9 and 10, insert the following new section and change the numbers of the ensuing sections accordingly.

"Section 19. Upon the death of any recipient, in all cases where there is no decendent of the first and second degree in the direct line and the estate of the decedent is a home and furniture the combined value of which is $3,000, the director or some other officer of the county or district department which paid the decedent assistance under this act, in behalf of such department, shall present a verified claim for the total amount of all such payments so made to the executor or administrator of the estate of such decedent and the same shall be allowed, approved, filed, and paid as other claims in the administration of the estate of such decedent. All money received from such estates shall be reported promptly by the county or district departments receiving the same to the state department and the proportion of such money which was paid to the recipient from state funds shall be remitted forthwith to the state department.

The state department shall certify promptly to the state auditor a statement of the amounts received from recipients or from their estates and deposit such collections with the state treasurer. The federal government shall be entitled to and shall be paid a share of such collections equal to not more than one-half of the amount collected, if required as a condition to federal financial participation, and this amount shall be certified by the state department to the state auditor and treasurer. The amount due the United States shall be paid promptly from the state treasury to the United States government upon the audit and warrant of the state auditor."

Senator Frischknecht moved that the rules be suspended and that we place at the head of the calendar all revenue measures that are now before the Senate, that we proceed as rapidly as possible to get all other measures now pending in the Senate and committee and that we introduce by title all measures that are in the House, placing them at the head of the calendar to be followed by all appropriation bills.

Senator Holmes with the aid of four Senators requested a roll call on the motion.

The motion was lost on the following roll call:

Yeas, 10; Nays, 12; Absent, 1.

Those voting in the affirmative were: Senators Billings, Frischknecht, Holbrook, Hopkin, Huggins, Lindstrom, Peterson, Snow, Stewart, Thornton.

Those voting in the negative were: Senators Baker, Farr, Griffin (expl. vote), Grover, Holmes, Lamoreaux, Lund, Nelson, Parratt, Royle, Tanner, Mr. President.

Absent and not voting: Senator Stevens.

On motion of Senator Holbrook the bill was amended as follows:

Page 3, line 6, strike the last five words, all of line 7 and the first ten words of line 8, and insert the following, "That act shall be administered so as to promote the general welfare of the people of the State. The chief of the division".

On motion of Senator Snow the bill was amended as follows:

Page 2, line 7, after the word "years" insert the words "or over".

On motion of Senator Huggins the bill was amended as follows:

Page 5, between lines 10 and 11 insert a new sub-section as follows: "(g) Has not for ten years immediately prior to the filing of his application for a pension been convicted of a felony."

Line 25, after the word "government" insert the words "where possible".

Line 32, before the word "statement" insert the word "full, true and correct".

Page 6, line 8, after the first appearing word "the" insert the words "true and correct" also strike the word "the" before the word "property" and insert the word "all" in lieu thereof.

Page 8, line 18, strike the words "full intent" and insert the word "provisions".

Senator Maw moved to amend the title as follows:

Line 6, strike the words "AND FOR THE CREATION".

Strike all of lines 7 and 8.

Line 14 change the word "APPEAL" to read "APPEALS".

Line 15, strike the first six words.

Line 17, beginning with the word "PROVIDING" strike the remainder of the line.

Line 18, strike the line with the exception of the last word "PAYMENT" and insert in lieu thereof the words, "EXEMPTING HOMES UNDER $3,000, LIMITING".

Line 21 strike the word "CONFIDENTIAL", and insert the words "AVAILABLE TO TAXPAYERS AND RECIPIENTS".

Line 24 strike the word "AND".

Line 25, strike the period, insert a comma and add the following: "AND REPEALING ALL ACTS IN CONFLICT."

S. B. No. 2 then passed on this following roll call:

Yeas, 17; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Huggins, Snow, Stewart.

Absent and not voting: Senator Stevens.

Senator Grover moved that the rules be suspended and that *S. B. No. 2* be referred to the Committee on Revision and Enrolling to be checked for grammatical corrections and then be reprinted and transmitted to the House for their action.

Motion carried.

On motion of Senator Hopkin the Senate adjourned.

THIRTY-FIRST DAY

MORNING SESSION

February 10, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present, except Senators Peterson and Stevens, excused.

Prayer by the Chaplain.

February 10, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirtieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WILL R. HOLMES,
WARWICK LAMOREAUX.

Report adopted and filed.

COMMUNICATION FROM THE GOVERNOR

February 9, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 17*, by Mr. Hopkin and Mr. Holmes, entitled, "AN ACT PERTAINING TO AGRICULTURE, RELATING TO LIVESTOCK, AND CONCERNING THE DISTRIBUTION OF TAYLOR GRAZING FUNDS."

Very respectfully yours,
HENRY H. BLOOD,
Governor.

Communication filed.

February 9, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 154*, which was returned to me for rewriting.

Respectfully,
WENDELL GROVER.

Report filed.

S. B. No. 154 was referred to the Committee on Revision and Enrolling.

February 9, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 137*, which was returned to me for rewriting.

Respectfully,
LAWRENCE E. NELSON.

Report filed.

S. B. No. 137 was referred to the Committee on Revision and Enrolling.

COMMUNICATIONS FROM THE HOUSE

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 5th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 12*, by Mr. Loveless, entitled, "AN ACT AMENDING SECTION 3-3-8, REVISED STATUTES OF UTAH, 1933, RELATING TO AGRICULTURE; PERTAINING TO CROP PESTS."

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 9, 1937.

Mr. President and

Honorable Members of the Senate:

I am directed by the Members of the House of Representatives to extend an invitation to your Honorable Body to meet with the House February 11th, at 4:00 p. m., to commemorate the one hundred and twenty-eighth birthday of Abraham Lincoln.

Dr. Middleton, who has made a close study of the life of Abraham Lincoln, will be the principal speaker.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Hopkin the invitation was accepted.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 8,* by Mr. Weggeland, entitled, "A JOINT RESOLUTION PROVIDING FOR AN APPROPRIATION FOR THE COMMITTEE OF THE SENATE AND THE COMMITTEE OF THE HOUSE APPOINTED FEBRUARY 4, 1937, ON THE 25TH DAY OF THE SESSION OF THE 22ND LEGISLATURE, BY THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE, RESPECTIVELY." and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 8 was read the first time.

On motion of Senator Parratt the rules were suspended and *H. J. R. No. 8* was read the second and third times and placed on its final passage.

H. J. R. No. 8 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Lindstrom, Peterson, Stevens.

H. J. R. No. 8 was returned to the House.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in title and Body by the House, *H. B. No. 9*, by Mr. Pett, entitled, "AN ACT AMENDING SECTION 49-2-5, REVISED STATUTES OF UTAH, 1933, PERTAINING TO DISSUADING PATRONAGE OF A BUSINESS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 9 was read the first time and referred to Committee on Health and Labor.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *H. J. R. No. 4*, by Mr. Taylor, entitled, "A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE XIII, CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE RATE OF TAXATION, PURPOSES AND DISTRIBUTION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 4 was read the first time and referred to Committee on Education.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 5*, by Mr. Taylor, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 3, ARTICLE 10, CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE PROCEEDS OF LANDS AND OTHER PROPERTY AND CREATING A PERMANENT FUND AND A UNIFORM SCHOOL FUND FOR THE COMMON AND PUBLIC SCHOOLS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 5 was read the first time and referred to Committee on Education.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 41*, by Mr. Stringham, entitled, "AN ACT AMENDING SECTION 19-16-11, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE ANNUAL FINANCIAL STATEMENT TO BE PUBLISHED BY THE COUNTY AUDITOR," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 41 was read the first time and referred to Committee on State and Municipal Affairs.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 51*, by Mr. Whiting, entitled, "AN ACT AMENDING SECTION 55-1-12, REVISED STATUTES OF UTAH, 1933, RELATING TO TRESPASSING ON MINES OR MINING CLAIMS, REMOVING ORES THEREFROM AND THE PENALTIES," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 51 was read the first time and referred to Committee on Mining and Smelting.

REPORTS OF STANDING COMMITTEES

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling together with a like committee from the House, to which was referred *S. B. No. 27* by Mr. Royle, entitled, "AN ACT REQUIRING REGISTRATION WITH THE INDUSTRIAL COMMISSION OF UTAH BEFORE ACCEPTING EMPLOYMENT DURING A LABOR STRIKE," has examined same and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 27 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 75* by Mr. Nelson, has carefully examined the same and begs leave to report same out favorably.

Respectfully,

IRA A. HUGGINS,

Report filed. Chairman.

S. B. No. 75 was placed on the Second Reading Calendar.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 163* by Mr. Huggins, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 163 was ordered printed and referred to the Committee on Revenue and Taxation.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 169* by Mr. Billings, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 169 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 170* by Mrs. Lund, Mr. Lamoreaux, and Mr. Nelson, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 170 was ordered printed and referred to the Committee on Mining and Smelting and then the Committee on Appropriations and Claims.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 173*

by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 173 was ordered printed and referred to the Committee on Judiciary.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 174* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed by title only.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 174 was ordered printed by title only and referred to the Committee on State and Municipal Affairs.

INTRODUCTION OF BILLS

S. B. No. 176 By Mr. Huggins

AN ACT AMENDING SECTION 20-3-7, REVISED STATUTES OF UTAH, 1933, RELATING TO TERMS OF DISTRICT COURTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 177 By Mr. Billings

AN ACT TO AMEND SECTION 49-10-1, OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO EMPLOYMENT OFFICES, THEIR LICENSING, AND DEFINING AN EMPLOYMENT AGENT, BY STRIKING FROM SAID SECTION THE EXCEPTION OF AGENCIES FOR SCHOOL TEACHERS' EMPLOYMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 178 By Mr. Billings

AN ACT TO AMEND SECTION 49-10-10, OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE COMMISSION TO BE CHARGED BY EMPLOYMENT AGENCIES, BY PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY EMPLOYMENT AGENT TO RECEIVE AS COMMISSION, DIRECTLY OR INDIRECTLY, ANY CONSIDERATION IN EXCESS OF 5% OF THE AMOUNT EARNED, was read the first time and referred to the Comittee on Revision and Enrolling.

SPECIAL ORDER

S. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Lamoreaux the bill was amended as follows:

Page 5, strike lines 17 and 18 and insert the following in lieu thereof: "No person shall drink liquor in a public building, park or stadium, or be in an intoxicated condition in a public place."

On motion of Senator Snow *S. B. No. 71* was made a Special Order of Business for this afternoon at 2:00 p. m.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 1 was read the third time and placed on its final passage.

On motion of Senator Royle the bill was amended as follows:

Page 1, line 8, strike the word "such".

Page 1, line 22, page 2, line 1, and page 4, line 1, before the word "minor" insert the word "dependent".

On motion of Senator Holmes the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

SPECIAL ORDER

S. B. No. 71 on third reading.

On motion of Senator Holbrook the bill was amended as follows:

Page 2, strike the last paragraph of the amendment made on line 27.

Line 4 of the title, strike the last four words.

Line 20 of the title, strike the word "CHAPTER" and insert the word "UTAH" in lieu thereof.

Page 3, line 27, at the end of the amendment insert the words "provided also that nothing herein shall prohibit the commission from selling discontinued lines at a discount."

On motion of Senator Huggins the bill was amended as follows:

Page 3, line 27, in the amendment strike the figures "60" and insert "50".

S. B. No. 71 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Lindstrom.

S. B. No. 71 was transmitted to the House.

FURTHER CONSIDERATION OF H. B. No. 1

H. B. No. 1 on third reading.

Senator Royle moved to amend the bill as follows:

Line 1 of the title, insert the figures "42-1-42" after the word "SECTIONS". Also after the figures "42-1-64" insert the figures "42-1-69".

Page 1, line 1, after the word "Sections" insert the figures "42-1-42" also after the figures "42-1-64" insert the figures "42-1-69".

Between lines 2 and 3 insert a new section as follows:

"42-1-42. The following terms as used in this title shall be construed as follows:

(1) "Order" shall mean and include any decision, rule, regulation, direction, requirement, or standard of the commission, or any other determination arrived at, or decision made, by such commission.

(2) "General Order" shall mean and include an order applying generally throughout the state to all persons, employments, or places of employment of a class under the jurisdiction of the commission. All other orders of the commission shall be considered special orders.

(3) "Welfare" shall mean and include comfort, decency, and moral well-being.

(4) "Safe" and "safety," as applied to any employment or place of employment shall mean such freedom from danger to the life, health, or welfare of employees as the nature of the employment will reasonably permit.

(5) "Personal injury ( ) arising out of or in the course of employment" shall include any injury caused by the wilful act of a third person directed against an employee because of his employment. It shall not include a disease, except such diseases as ( ) shall result from the injury and also except such diseases which are the result of the occupation or employment as are hereinafter specified in schedules A and B.

SCHEDULE A

1. Lead poisoning or its sequelae.

2. Zinc poisoning or its sequelae.

3. Mercury poisoning or its sequelae.

4. Phosphorus poisoning or its sequelae.

5. Arsenic poisoning or its sequelae.

6. Chrome ulceration or its sequelae or chrome poisoning.

7. Poisoning by formaldehyde and its preparations.

8. Miners' disease, including only cellulitis, bursitis, anklostomiasis, tenosynovitis, and nystagmus.

9. Poisoning by sulphuric, hydro-chloric, or hydro-flouric acid.

10. Respiratory, gastro-intestinal, or physiological nerve and eye disorders due to contact with petroleum products and their fumes.

11. Disability arising from blisters or abrasions.

12. Dermatitis (venenata).

SCHEDULE B

Pneumoconiosis, silicosis, anthracosis, and such other lung diseases as are the result of the infilteration of dust or other debilitating agencies into the lungs and which diseases are the result of accumulated exposure.

(6) "Compensation" shall mean the payments and benefits provided in this title.

(7) "Award" shall mean the finding or decision of the commission, as to the amount of compensation due any injured or the dependents of any deceased employee.

(8) "Average weekly earnings" shall mean the average weekly earnings arrived at by the rules provided in section 72-1-70.

(9) Compensation and other benefits provided by this title shall be paid for disability resulting from hernia only in case it be proved that the hernia was caused by an accident arising out of or in the course of the employment, or that a previously existing hernia condition was aggravated by such an accident, and that the injured employee called attention to the incident at the first reasonable opportunity. The commission shall not be required to make an award upon the basis of the applicant's uncorroborated testimony, if the facts and circumstances of the case appear to the commission to be inconsistent with such testimony."

Senator Royle with the aid of four Senators requested a roll call on the motion.

The motion was lost on the following roll call.

Yeas, 11; Nays, 12; Absent, 0.

Those voting in the affirmative were: Senators Baker, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Snow, Tanner, Mr. President.

Those voting in the negative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Lindstrom, Parratt, Stevens, Stewart, Thornton.

On motion of Senator Snow the bill was amended as follows:

Page 1, line 1 and line 1 of the title, after the figures "42-1-64" insert the figures "42-1-69".

Page 5, between lines 11 and 12, insert the following new section: "Section 42-1-69.

The benefits in case of death shall be paid to such one or more of the dependents of the decedent, for the benefit of all the dependents, as may be determined by the commission, which may apportion the benefits among the dependents in such manner as it deems just and equitable. Payment to a dependent subsequent in right may be made, if the commission deems it proper, and shall operate to discharge all other claims therefor. The dependents, or persons to whom benefits are paid, shall apply the same to the use of the several beneficiaries thereof in compliance with the finding and direction of the commission. In all cases of death where the dependents are a widow and one or more minor children it shall be sufficient for the widow to make application to the commission on behalf of herself and minor children; and in cases where all of the dependents are minors, the application shall be made by the guardian or next friend of such minor dependents. Should any dependent of a deceased employee die during the period covered by such weekly payments, the right of such dependent to compensation under this title shall cease; provided, that should a widow, who is the sole dependent of a deceased employee and who is receiving benefits of this title, remarry during the period covered by such weekly payments, she shall be entitled to receive in a lump sum payment one-third of the benefits remaining unpaid at the time of such remarriage.

In all cases where the award of compensation is increased 5% or 10% of the amount of such award for each dependent minor child, as in this act defined, such increase in the amount of the award shall cease at the death, marriage or termination of dependency of each such dependent minor child."

H. B. No. 1 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Lund.

H. B. No. 1 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 42 was read the second time.

Committee report read and adopted.

H. B. No. 42 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Lindstrom, Nelson, Stewart.

H. B. No. 28 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *H. B. No. 28* was read the third time and placed on its final passage.

H. B. No. 28 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Nelson, Royle, Stewart.

H. B. No. 28 was returned to the House.

H. B. No. 3 was read the second time.

Committee report read but not adopted.

On motion of Senator Parratt *H. B. No. 3* was recommitted to the Committee on Education.

H. B. No. 10 was read the second time.

Committee report read and adopted.

COMMUNICATION FROM THE HOUSE

February 10, 1937.

Mr. President:

I request the return of *H. B. No. 41* for reconsideration by the House.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 41 was returned to the House.

Senator Grover moved that when we do adjourn Thursday, February 11, it be until Saturday, February 13, 1937 at 10:00 a m..

Motion carried.

February 10, 1937.

Mr. President:

Your Committee on Highways to which was referred *S. B. No. 55* by Mr. Nelson, has examined the same and reports out favorably with the following amendments:

Page 1, line 3 of the title, after "ARTICLE 3" insert "SECTIONS 87, 88, 89 OF ARTICLE 6; SECTION 97 OF ARTICLE 8;" and after the figure "136" insert "138".

Page 1, line 7 of the title, delete the figure "60-A".

Page 1, line 17 of the title after the figure "46" insert the following: "SECTION 36-1-31 CHAPTER 48".

Page 5, line 3. Delete the following: "has been duly appointed by the department to" and insert the word "may".

Page 5, line 10. Delete the word "weighmasters".

Page 6, line 27. Delete the words "as provided in Section 212".

Page 7, line 15. After the word "therefrom" insert the following: "during the term for which said plate was issued".

Page 7, line 21. After the word "therefrom" insert the following: "during the term for which said plate was issued".

Page 9, line 7. After the word "parts" add the following amendment:

"Section 87. A nonresident owner, except as otherwise provided ( ) owning any foreign vehicle of a type otherwise subject to registration hereunder may operate or permit the operation of such vehicle within this state by registering such vehicle in a manner provided by the department within five days after entering this state but without paying any fees to this state, subject to the condition that such vehicle at all times when operated in this state is duly registered in and displays upon it a valid registration card and registration plate or plates issued for such vehicle in the place of residence of such owner, or if such nonresident owner is a registered dealer in another state, then such vehicle may be operated under registration plates issued to such vehicle, as above provided, or under a dealer's license plate issued to such dealer by the state in which he is licensed to do business ( ), *provided, however, that the department may grant a temporary permit for a single trip in or through the state to any such motor vehicle trailer or semitrailer transporting persons or property except as defined in Section 88 and 89, provided that no more than four such temporary permits may be granted to any such nonresident owner within one calendar year, nor more than one such temporary permit during any one month.*

Section 88. A nonresident owner of a foreign vehicle operated within this state for the transportation of persons or property for compensation or profit shall register such vehicle and pay the fees therefor required by this act. ( )

Section 89. *Except as herein provided for nonresidents and foreign corporations, the provisions relative to the licensing of vehicles and display of vehicle license number plates and license registration certificates shall not apply to any vehicles owned by nonresidents of this state if the owner thereof has complied with the law requiring the licensing of vehicles in the names of the owners thereof in force in the state, foreign country, territory or federal district of his residence; and the vehicle license number plate showing the initial or abbreviation of the name of such state, foreign country, territory or federal district, is displayed on such vehicle substantially as is provided therefor in this state;*

provided, that the provisions of this section shall be operative as to a vehicle owned by a nonresident of this state only to the extent that under the laws of the state, foreign country, territory or federal district of his residence, like exemptions and privileges are granted to vehicles duly licensed under the laws of and owned by residents of this state. If under the laws of such state, foreign country, territory or federal district, vehicles owned by residents of this state, operating upon the highways of such state, foreign country, territory or federal district, are required to pay the license fee and carry the vehicle license number plates of such state, foreign country, territory or federal district, the vehicles owned by residents of such state, foreign country, territory or federal district, and operating upon the highways of this state, shall comply with the provisions of this state relating to the licensing of vehicles. Every nonresident, including any foreign corporation carrying on business within this state and owning and regularly operating in such business any motor vehicle, trailer, or semitrailer within this state, shall be required to register each such vehicle and pay the same fees therefor as is required with reference to like vehicles owned by residents of this state.

Section 97. No person unless licensed so to do by the department, under the provisions of this act, shall carry on or conduct the business of:

(a) A manufacturer of motor vehicles, trailers or semitrailers.

(b) A transporter of motor vehicles, trailers or semitrailers.

(c) A dealer in motor vehicles, trailers or semitrailers.

(d) A dealer in used parts or used accessories of motor vehicles.

( )

( ) (e) Wrecking or dismantling any such vehicle for resale of the parts thereof.

Page 9, line 23. After word "schedule" insert the following: "provided that the gross load permitted on the highways of the state of Utah, shall not exceed three times the actual unladen weight of the vehicle. No other section of the motor vehicle laws shall be construed so as to permit gross load to exceed three times the unladen weight."

Page 9,	Line 27.	Delete the figure $ 7.50	and insert $	10.00.
	Line 28.	Delete the figure 12.50	and insert	20.00.
	Line 29.	Delete the figure 15.00	and insert	25.00.
	Line 30.	Delete the figure 20.00	and insert	35.00.
	Line 31.	Delete the figure 30.00	and insert	50.00.
	Line 32.	Delete the figure 35.00	and insert	70.00.
	Line 33.	Delete the figure 40.00	and insert	80.00.
Page 10,	Line 1.	Delete the figure 50.00	and insert	100.00.
	Line 2.	Delete the figure 55.00	and insert	125.00.
	Line 3.	Delete the figure 60.00	and insert	150.00.
	Line 4.	Delete the figure 65.00	and insert	175.00.
	Line 5.	Delete the figure 70.00	and insert	200.00.
	Line 6.	Delete the figure 75.00	and insert	225.00.

Line 7.	Delete the figure	80.00 and insert	250.00.
Line 8.	Delete the figure	85.00 and insert	275.00.
Line 9.	Delete the figure	90.00 and insert	300.00.
Line 10.	Delete the figure	95.00 and insert	325.00.
Line 11.	Delete the figure	110.00 and insert	350.00.
Line 12.	Delete the figure	115.00 and insert	375.00.
Line 13.	Delete the figure	120.00 and insert	400.00.
Line 14.	Delete the figure	125.00 and insert	425.00.
Line 15.	Delete the figure	130.00 and insert	450.00.
Line 16.	Delete the figure	140.00 and insert	475.00.

Line 17. Delete the word "not" and "2700", and delete the figures "150" and insert "500".

Delete lines 18, 19, 20, and 21.

Line 24. Delete the "comma" after the word "fees" and add a period. Delete the balance of line 24 and all of lines 25 and 26.

Following line 17 insert the following: "it shall be unlawful for any person to operate or cause to be operated, any vehicle the actual weight of which is in excess of the actual weight for which such vehicle is registered."

Line 33. Underscore all the material.

Page 11, line 14. Delete the last word "three".

Line 15. Delete the words "fourths of a" and insert "one".

Line 20. After the first word "records" insert "after each trip".

Line 26. After the first word "operated" insert "on the highways of the state of Utah".

Page 12, line 5. After the word "records" insert "after each trip".

Line 25. Delete the word "felony" and insert "misdemeanor".

Page 12, lines 26 to 33 inclusive be deleted and the following amendment inserted:

"Section 135. Whenever a motor vehicle, trailer or semitrailer is registered on or after the first day of July of any year, the fee for such registration shall be one-half the regular annual registration fee ( ); provided, however, that such motor vehicle, trailer or semitrailer shall not have been illegally operated on the highways of this state prior to July 1st of the year in which application is being made. Whenever a motor vehicle, trailer or semitrailer, is registered on or after the first day of October of any year, the fee of such registration shall be one-fourth the regular annual registration fee ( ) *provided, however, that such motor vehicle, trailer or semitrailer shall not have been illegally operated on the highways of this state prior to October first of the year in which application is made;* provided, *further, however,* that the minimum fee for any such registration shall be $2. ( )"

Page 13, after line 12 insert the following amendment:

"Section 138. The following fees shall be paid to the department by motor car manufacturers, transporters, dealers, and wreckers:

(a) for a license as provided under Section 97 of this act:

1. For a manufacturer.....$20

2. For a transporter.....$20

3. For a dealer in motor vehicles, trailers or semitrailers.....$20

4. For a dealer in used parts or used accessories of motor vehicles..$20

( ) *5*. For a person engaged in wrecking or dismantling any vehicle of a type subject to registration under this act for resale of the parts thereof.....$20

( ) *6*. For a person engaged in the businesses covered by subsections 1 to ( ) *5* hereof, inclusive.....$25

(b) For special plates as provided under section 93 and 94 of this act:

For each single plate.....$ 3

For each pair of plates.....$ 4

A supplemental license shall be secured by a manufacturer, transporter, dealer or wrecker for each established additional place of business maintained by such manufacturer, transporter, dealer or wrecker."

Page 15, line 9. Delete the word "felony" and insert "misdemeanor".

Line 28. Delete the words "and sealed by the department" and insert "securely attached thereto, except that the registration card issued by the department shall be sealed by the department to all trailers and semitrailers."

Page 16, line 13. Delete the word "felony" and insert "misdemeanor".

Line 16. Delete the word "felony" and insert "misdemeanor".

Line 30. After the word "card" insert a period and delete the next four words.

Line 31. After the word "department" insert "on trailers and semitrailers".

Page 17, line 1. Delete the word "vehicle" and insert the words "trailer or semi-trailer".

Delete all of Section 60-A.

Line 28. After the figure "46" insert the following: "Section 36-1-31, chapter 48".

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

On motion of Senator Nelson *S. B. No. 55* was made a special order of business for Saturday, February 13, at 10:30 a. m.

On motion of Senator Holmes the Senate adjourned.

THIRTY-SECOND DAY

MORNING SESSION

February 11, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present, except Senator Holmes, excused.

Prayer by the Chaplain.

February 11, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

Report adopted and filed. W. C. LAMOREAUX.

February 10, 1937.

Mr. President:

Please find herewith attached *S. B. No. 136* by Mr. Grover in its re-written form.

Respectfully,

Report filed. D. W. PARRATT,

S. B. No. 136 was referred to the Committee on Revision and Enrolling.

REPORTS OF STANDING COMMITTEES

February 10, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *H. J. M. No. 1,* by Mr. Granger, begs leave to report same out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,

Report filed. Chairman.

H. J. M. No. 1 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *H. B. No. 54,* by Mr. Holbrook, has carefully examined the same and begs leave to report the same back without recommendation.

Respectfully,

MRS. FRANK PAGE STEWART,

Report filed. Chairman.

H. B. No. 54 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

We, your Committee on Fish and Game, to which was referred *H. B. No. 56*, by Mr. Whiting and Mr. Low, hereby report the same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 56 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *S. B. No. 111*, by Mr. Baker, reports the same out favorably with the following amendments:

Section 1, line 5, underscoring under the seventh word "or" be deleted; Section 1, line 31, delete the word "and" and the bar, after the words "following fats".

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 111 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 151* by Mrs. Stewart, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 151 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Education to which was referred *H. J. R. No. 5* by Mr. Taylor, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. J. R. No. 5 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Education to which was referred *H. J. R. No. 4* by Mr. Taylor, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. J. R. No. 4 was placed on the Second Reading Calendar.

February 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 115* by Mr. Frischknecht, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 115 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 137* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 137 was ordered printed and referred to the Committee on Public Institutions.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 154* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 154 was ordered printed and referred to the Committee on Public Institutions.

February 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 165* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 165 was ordered printed and referred to the Committee on Education.

February 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 172* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 172 was ordered printed and referred to the Committee on Banking and Commerce.

February 9, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 175* by Mr. Lindstrom, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 175 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 176* by Mr. Huggins, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 176 was ordered printed and referred to the Committee on Judiciary.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 177* by Mr. Billings, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 177 was ordered printed and referred to the Committee on Health and Labor.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 178* by Mr. Billings, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 178 was ordered printed and referred to the Committee on Health and Labor.

REPORT OF SPECIAL COMMITTEE

February 10, 1937.

Mr. President:

We, your special committee, to which was referred the matter of visiting state institutions, beg leave to report as follows:

We recommend that the Snow College at Ephraim, Branch agricultural college at Cedar City, and the Dixie college at St. George be visited by the chairman of the Appropriations and Claims Committee and the chairman of the Public Institutions Committee, accompanied by such other members of the committees as is deemed advisable.

We further recommend that the legislature visit the University of Utah on Thursday morning, February 18, returning to the capitol in time for the 2:00 p.m. session.

Respectfully,

W. H. GRIFFIN, JR.
WARWICK C. LAMOREAUX
WILL R. HOLMES

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 67*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 104-62-2 AND 104-62-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY DISSOLUTION OF CORPORATIONS," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 67 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 68*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 104-63-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY WITHDRAWAL OF FOREIGN CORPORATIONS," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 68 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 27*, by Mr. Royle, entitled, "AN ACT REQUIRING REGISTRATION WITH THE INDUSTRIAL COMMISSION OF UTAH BEFORE ACCEPTING EMPLOYMENT DURING A LABOR STRIKE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 27 was transmitted to the Governor.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 34*, by Mr. Royle, entitled, "AN ACT AMENDING SECTION 49-1-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DUTIES OF THE INDUSTRIAL COMMISSION OF UTAH TO EFFECT SETTLEMENTS OF LABOR DISPUTES, AND REPEALING SECTION 49-1-6 AND 49-1-7, REVISED STATUTES OF UTAH, 1933," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Royle the Senate concurred in the House amendment.

S. B. No. 34 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Holmes.

S. B. No. 34 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 77*, by Mr. Twitchell, entitled, "AN ACT AMENDING SECTIONS 104-37-31, 104-37-32, REVISED STATUTES OF UTAH, 1933, RELATING TO TIME FOR REDEMPTION AMOUNT TO BE PAID, AND SUBSEQUENT REDEMPTIONS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 77 was read the first time and referred to Committee on Revenue and Taxation.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 41*, by Mr. Stringham,

entitled, "AN ACT AMENDING SECTION 19-16-11, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE ANNUAL FINANCIAL STATEMENT TO BE PUBLISHED BY THE COUNTY AUDITOR," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 41 was read the first time and referred to Committee on Revenue and Taxation.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 68*, by Mr. Ablett, entitled, "AN ACT AMENDING SECTION 15-6-47, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PUBLICATION OF ANNUAL FINANCIAL STATEMENTS BY CITIES AND TOWNS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 68 was read the first time and referred to Committee on State and Municipal Affairs.

February 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 66*, by Mr. Eynon, entitled, "AN ACT TO PROVIDE FOR THE LICENSING OF WINERIES AND DISTILLERIES IN THE STATE OF UTAH; AND PROVIDING FOR AN INSPECTION FEE AND LICENSE FEE; PROVIDING THAT UTAH GROWN PRODUCTS SHALL BE USED IN THE MANUFACTURE OF DISTILLED AND FERMENTED PRODUCTS IN SAID DISTILLERIES OR WINERIES WHEREVER PRACTICABLE, AND REPEALING ALL ACTS IN CONFLICT HEREWITH," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 66 was read the first time and referred to Committee on Social Relations and Relief.

February 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. J. R. No. 1*, by Mr. Selvin, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 6, ARTICLE 16 OF THE CONSTITUTION OF UTAH RELATING TO HOURS OF WORK ON ALL PUBLIC WORKS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 1 was read the first time and referred to Committee on Health and Labor.

The following telegram was received from United States Congressman Abe Murdock:

> "Proposal made to cut CCC Camps from twenty-one hundred to fourteen hundred, because of benefit which has and will come to Utah from camps. Am making intensive fight with other representatives against reduction. If you agree, a memorial from legislature would have great weight. Let me hear from you."

On motion of Senator Lamoreaux the President appointed a committee consisting of Senators Huggins, Billings and Snow to draft a memorial to the United States Congress complying with the request of Congressman Abe Murdock.

INTRODUCTION OF BILLS

S. B. No. 179 By Mr. Farr and Mr. Holmes

AN ACT AMENDING SECTION 30-0-22, REVISED STATUTES OF UTAH, 1933, RELATING TO THE RIGHT TO FISH AND HUNT IN THE STATE OF UTAH, AND PROVIDING THAT CERTAIN PERSONS WITHIN CERTAIN AGE LIMITS MAY ANGLE FOR FISH WITHOUT PROCURING A LICENSE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 180 By Mr. Frischknecht

AN ACT TO PREVENT FRAUD AND MISREPRESENTATION IN THE DISTRIBUTION AND SALE OF GASOLINE OR OTHER MOTOR FUEL AND LUBRICATING OR MOTOR OIL; REGULATING THE STORAGE, DISTRIBUTION AND SALE OF SUCH PRODUCTS; DEFINING THE POWERS AND DUTIES IN RELATION THERETO OF THE STATE ROAD COMMISSION; DEFINING "GASOLINE", AND OTHER MOTOR FUELS, LUBRICATING OR MOTOR OIL AND PRESCRIBING SPECIFICATIONS FOR PRODUCTS SOLD

OR OFFERED FOR SALE AS "GASOLINE", PRESCRIBING PENALTIES FOR THE VIOLATION OF PROVISIONS HEREOF; AND REPEALING CHAPTER 50, LAWS OF UTAH, 1935, AND ACTS INCONSISTENT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 181 By Mr. Lamoreaux

AN ACT TO AMEND CHAPTER 29, OF TITLE 75, REVISED STATUTES OF UTAH, 1933, BY ADDITIONAL SECTIONS PROVIDING FOR THE ORGANIZATION AND OPERATION OF AN EMPLOYEES' RETIREMENT COMMISSION AND ASSOCIATION FOR EMPLOYEES OF THE PUBLIC SCHOOLS IN CITIES OF THE FIRST AND SECOND CLASS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 182 By Mrs. Lund

AN ACT AMENDING SECTIONS 1, 2, AND 3, CHAPTER 72, LAWS OF UTAH, 1935, RELATING TO THE STATE SELF-HELP COOPERATIVE BOARD, ITS MEMBERSHIP, DUTIES, OFFICERS, AND ASSISTANTS; THE APPOINTMENT, REMOVAL AND QUALIFICATIONS OF A DIRECTOR, THE PRODUCTION AND EXCHANGE OF GOODS AND SERVICES BY COOPERATIVE SELF-HELP ASSOCIATIONS; PROVIDING FOR AN APPROPRIATION; AND REPEALING SECTION 5, CHAPTER 72, LAWS OF UTAH, 1935, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 183 By Mr. Holbrook and Mr. Baker.

AN ACT REPEALING SECTION 3, CHAPTER 50, LAWS OF UTAH, 1933, AND AMENDING SECTIONS 75-6-4, 75-2-1 and 75-2-4, REVISED STATUTES OF UTAH, 1933, RELATING TO TUITIONS AND FEES OF UNIVERSITY AND COLLEGE STUDENTS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 184 By Mr. Holbrook

AN ACT PROVIDING FOR THE PAYMENT OF A TAX TO THE STATE OF UTAH ON INTEREST BEARING ACCOUNTS, TIME DEPOSITS, AND CREDIT BALANCES; AUTHORIZING THE TAX COMMISSION TO COLLECT THE TAX; REQUIRING HOLDERS OF DEPOSITS TO MAKE SEMI-ANNUAL REPORTS OF DEPOSITS HELD BY THEM; PROVIDING A METHOD FOR PAYMENT OF THE TAX BY THE HOLDERS OF THE DEPOSITS IN LIEU OF THE DEPOSITOR; PROVIDING A PENALTY FOR FAILURE TO PAY THE TAX; AND PROVIDING FOR CERTAIN EXEMPTIONS FROM THE PAYMENT THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 185 By Mr. Holbrook

AN ACT IMPOSING AN EXCISE TAX ON THE STORAGE, USE, OR OTHER CONSUMPTION IN THIS STATE OF TANGIBLE PERSONAL PROPERTY, PROVIDING FOR THE REGISTRATION OF RETAILERS, PROVIDING FOR THE ASCERTAINING, LEVYING, ASSESSING, COLLECTING, PAYING, AND DISPOSING OF SUCH TAX, AND PRESCRIBING PENALTIES FOR VIOLATIONS OF THE PROVISIONS HEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 10 on second reading.

H. B. No. 10 failed to pass on the following roll call:

Yeas, 7; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Baker, Grover, Lindstrom, Lund, Royle, Snow, Tanner.

Those voting in the negative were: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Hopkin, Huggins (expl. vote), Nelson, Parratt, Peterson, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Holmes, Lamoreaux.

H. B. No. 10 was returned to the House.

H. B. No. 15 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

COMMUNICATION FROM THE HOUSE

February 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 30,* by Mr. Stevens, entitled, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE

BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 30 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 15 on second reading.

On motion of Senator Billings the bill was amended as follows:

Page 2, line 23, strike the word "ten" and insert the word "five" in lieu thereof.

On motion of Senator Frischknecht the bill was amended as follows:

Page 2, line 27, after the word "meet" insert the word "all", and after the word "expenses" insert the words "of the commission including office rent".

Page 7, lines 7 and 16, strike the figure "13" and insert the figure "12".

On motion of Senator Farr the bill was amended as follows:

Page 5, line 12 after the word "access" insert the words "except as prohibited by statutes".

On motion of Senator Hopkin the rules were suspended and *H. B. No. 15* was read the third time and placed on its final passage.

H. B. No. 15 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

H. B. No. 15 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 42 was read the third time and placed on its final passage.

H. B. No. 42 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Billings.

H. B. No. 42 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 11 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 6, line 18, after the word "judgment" insert the words "recovered on wages due".

On motion of Senator Stevens the bill was amended as follows:

Page 2, line 17, after the word "thereof" strike the period and insert the following: ", or in merchandise or credit or other things of value agreed upon between the employer and employee."

On motion of Senator Nelson the bill was amended as follows:

Page 2, line 30, after the word "labor" insert "provisions of this act shall not apply to the employees of the federal or state government or any political subdivision of the state government."

On motion of Senator Hopkin the bill was amended as follows:

Page 4, line 2, place a period after the word "due" and strike the balance of the paragraph.

On motion of Senator Farr the bill was amended as follows:

Page 2, line 15, after the word "month" insert a new sentence as follows:

"Whenever the employer hires his employees on a yearly salary basis, then said employer may pay the employee on a monthly scale, said wage shall be paid by the seventh of the month following the month for which services were rendered."

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 12, strike the word "twentieth" and insert "twenty-second" in lieu thereof.

Line 15, strike the word "fifth" and insert the word "seventh".

H. B. No. 11 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billing, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin, Stevens.

Absent and not voting: Senators Holbrook, Snow.

REPORTS OF STANDING COMMITTEES

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 30* by Mr. Stevens, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF," has been examined by this Committee and a like Committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 30 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the Signature of the Speaker.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which was referred *S. B. No. 34* by Mr. Royle, entitled, "AN ACT AMENDING SECTION 49-1-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DUTIES OF THE INDUSTRIAL COMMISSION OF UTAH TO EFFECT SETTLEMENTS OF LABOR DISPUTES, AND REPEALING SECTION 49-1-6 AND 49-1-7, REVISED STATUTES OF UTAH, 1933, has been examined by this Committee and a like Committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 34 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 67* by Committee on Revenue and Taxation, "AN ACT AMENDING SECTIONS 104-62-2 AND 104-62-6, REVISED STATUTES

OF UTAH, 1933, PROVIDING FOR VOLUNTARY DISSOLUTION OF CORPORATIONS," has been examined by this Committee and a like Committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 67 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 68* by Committee on Revenue and Taxation, "AN ACT AMENDING SECTION 104-63-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY WITHDRAWAL OF FOREIGN CORPORATIONS," has been examined by this Committee and a like Committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 68 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 136* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 136 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 11, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *H. B. No. 64*, by Mr. Maw, begs leave to report this bill out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,

Report filed. Chairman.

H. B. No. 64 was placed on the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 38 was read the second time.

Senator Snow moved that we adjourn at the conclusion of the Joint Memorial Services.

Motion carried .

On motion of Senator Snow the Senate recessed and proceeded to the House Chamber to meet with the House to hear a program in honor of the 128th birthday of Abraham Lincoln.

JOINT MEMORIAL SERVICES

Prayer by the Chaplain of the House.

The Farmington Harmony Quartette sang "The Boys of The Old Brigade" and "My Home Town."

Speaker J. W. Jensen introduced Dr. George W. Middleton who addressed the body eulogizing the life of Abraham Lincoln.

The Farmington Harmony Quartette sang "Marching Along Together" and "Manda Lee."

The Speaker of the House declared the meeting dissolved.

The Senate adjourned.

THIRTY-FOURTH DAY

MORNING SESSION

February 13, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present, except Senators Lamoreaux, Thornton and Stewart. Senator Stewart excused.

Prayer by the Chaplain.

February 13, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

WILL R. HOLMES.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 134* by Mr. Hopkin and Mr. Baker, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 134 was ordered printed and referred to the Committee on Education.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 160* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 160 was ordered printed and referred to the Committee on Revenue and Taxation.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 179* by Mr. Farr and Mr. Holmes, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 179 was ordered printed and referred to the Committee on Fish and Game.

February 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 181* by Mr. Lamoreaux,

Since the bill, in almost identical form, has been printed as *H. B. No. 166*, we recommend the senate bill be printed by designation and title only.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 181 was ordered printed by title and referred to the Committee on State and Municipal Affairs.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 183* by Mr. Holbrook and Mr. Baker, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 183 was ordered printed and referred to the Committee on Public Institutions.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 162* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably with the following amendments:

On lines 13 and 14, strike the following: "published in the judicial district embracing" and insert in lieu thereof after the word "newspapers" on line 13, "having general circulation within", and that pages 3 and 4, entitled, *S. B. No. 162* by the Revenue and Taxation Committee being an act to amend Section 15-7-48, be stricken and that hereafter the President of this body be directed to include but one bill in each bill cover and that he refer bills concerning revenue and taxation to its proper standing committee.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 162 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 37* by Mr. Snow, Mrs. Stewart and Mr. Grover, has carefully examined the same and begs leave to report same out without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 37 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 72* by Mr. Holbrook, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 72 was placed on the Second Reading Calendar.

February 5, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 102* by Mr. Royle, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 102 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 164* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 164 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 131* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 131 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 132* by Mr. Huggins, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 132 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 103* by Mr. Royle, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 103 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 8* by Mr. Nelson, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 8 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 69* by Mr. Pack, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 69 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 41* by Mr. Stringham, report same out favorably, with the following amendments:

Line 8, strike "(1)" and insert "*(a)*" in its place.

Line 10, strike "(2)" and insert "*(b)*" in its place.

Line 11, strike "(3)" and insert "*(c)*" in its place.

Line 12, strike "(4)" and insert "*(d)*" in its place.

Line 14, strike "(5)" and insert "*(e)*" in its place.

Line 17, strike "(6)" and insert "*(f)*" in its place.

Line 20, strike "(7)" and insert "(g)" in its place.

Line 20, strike the parenthesis immediately preceding House amendment, as it appears also in line 19.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 41 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 163* by Mr. Huggins, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 163 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 159* by Mr. Holmes, report same out favorably, with the following amendment:

Line 19, section 2, should be underlined.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 159 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 17* by Mr. Burton, report same out without recommendation, with the following amendments:

Line 3 (in title), strike the semi-colon between "UTAH" and "TO" and insert a comma.

Line 4 (in title), strike the semi-colon between "THEREOF" and "TO" and insert a comma.

Line 7 (in title), strike the semi-colon between "ELECTION" and "TO" and insert a comma.

Line 8 (in title), strike the Semi-colon between "TAX" and "TO" and insert a comma.

Line 1, page 1, strike "and towns".

Line 11, page 1, strike the comma between "town" and "as".

Line 15, page 1, insert quotation marks before the word "Shall".

Line 2, page 2, insert quotation marks after the word "purposes".

Line 21, page 2, strike the comma after the word "act".

Line 22, page 2, strike the comma after the word "reason".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 17 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 77* by Mr. Twitchell, report same out favorably, with the following amendments:

Page 2, line 2, after the word "objections" insert , *provided the court shall be in session, otherwise, at the earliest date thereafter in the convenience of the court.*

Page 2, line 7, strike the words ", *from which no appeal shall lie*".

Page 2, line 14, strike the word "two" and insert "ten".

Page 3, line 3, strike the word "be".

Page 3, line 4, insert the word "be" before the word "redeemed".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 77 was placed on the Second Reading Calendar.

February 11, 1937.

Mr. President:

Your Committee on Education to which was referred *S. J. M. No. 1* by Mr. Parratt, has examined the same and reports out favorably with the following amendments:

Page 1, line 1 of the title, after the word "COLLEGES" insert "AND SCHOOL WORK OF JUNIOR COLLEGE LEVEL".

Line 1, after the word "colleges" insert "and school work of junior college level".

Line 3. After the word "institutions" insert "and work".

Line 14. After the word "to" insert "such a study" and strike the words "and the studying of the junior college question in Utah".

Line 16. After the word "colleges" insert "and work".

Line 18. Strike the period and insert "and the extent to which such work should be maintained."

Line 19. Strike the word "they" and insert "such institution and work".

Line 22. Strike the word "maintain" and insert "carry on". Strike the word "colleges" and insert "work".

Page 2. Line 2. Strike the period and insert "and school work of junior college level."

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

S. J. M. No. 1 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. J. R. No. 8 Br. Mr. Nelson, Mr. Farr, Mr. Grover, Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 7 OF ARTICLE XIII, OF THE CONSTITUTION OF THE STATE OF UTAH, AS AMENDED AT THE GENERAL ELECTION IN 1930, RELATING TO THE RATE OF TAXATION, LIMITATION OF LEVIES, PURPOSE AND DISTRIBUTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 186 By Mr. Nelson

AN ACT RELATING TO THE PRODUCTION AND MARKETING OF MILK AND DAIRY PRODUCTS; EMPOWERING THE STATE BOARD OF AGRICULTURE TO DEFINE FOOD AND DAIRY PRODUCTS AND MAKE REGULATIONS CONCERNING THE SAME; PROVIDING THAT ALL TESTING SHALL BE DONE BY TESTERS EMPLOYED BY THE COMMISSIONER OF AGRICULTURE; AND PROHIBITING DISCRIMINATION AGAINST DAIRY PRODUCTS OF THE SAME GRADE; AND AMENDING CHAPTER 5, LAWS OF UTAH, 1935, SECTIONS 3-10-24 AND 3-10-26 AND CHAPTER 10 OF TITLE 3, REVISED STATUTES OF UTAH, 1933, SECTIONS 3-10-56 AND 3-10-72, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 9 By Mr. Nelson, Mr. Farr, Mr. Grover, Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 3 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF

UTAH, AS AMENDED AT THE GENERAL ELECTION IN 1930, RELATING TO ASSESSMENT AND TAXATION OF TANGIBLE AND INTANGIBLE PROPERTY, INCOME TAX AND OTHER FORMS OF TAXATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 187 By Mr. Huggins

AN ACT TO PROVIDE THAT THE STATE OF UTAH MAY ENTER INTO A COMPACT WITH ANY OF THE UNITED STATES FOR MUTUAL HELPFULNESS IN RELATION TO CONVICTED PERSONS ON PROBATION OR PAROLE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 188 By Mr. Huggins

AN ACT TO MAKE UNIFORM THE LAW ON FRESH PURSUIT AND AUTHORIZING THIS STATE TO COOPERATE WITH OTHER STATES THEREIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 189 By Mr. Huggins

AN ACT TO MAKE UNIFORM THE PROCEDURE ON INTERSTATE EXTRADITION, AND REPEALING CHAPTER 56, REVISED STATUTES OF UTAH, 1933, RELATING TO EXTRADITION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 190 By Mr. Maw

AN ACT TO ESTABLISH A DEPARTMENT OF ADULT PAROLE AND ADULT PROBATION OF THE STATE OF UTAH, TO PROVIDE FOR ITS OPERATION AND CONTROL BY THE BOARD OF CORRECTIONS, PRESCRIBING ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTIONS, PROVIDING PENALTY FOR CONTRIBUTING TO DELINQUENCY OF A PROBATIONER OR PAROLEE, AND REPEALING ALL ACTS IN CONFLICT THEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 191 By Mr. Grover

AN ACT TO ESTABLISH A STATE MUSEUM AT SALT LAKE CITY, WITH FULL POWER TO CARRY OUT THE OBJECTS AND PURPOSES FOR WHICH IT WAS ORGANIZED AND INCORPORATED, TO BE MAINTAINED WITHOUT EXPENSE TO THE STATE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 192 By Mr. Holbrook

AN ACT AMENDING SECTIONS 80-5-55, 80-5-56, AND 80-5-57, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ASSESSMENT OF MINES; ENACTING NEW SECTIONS IMPOSING AN OCCUPATION TAX ON ALL ENGAGED IN THE BUSINESS OF MINING OR PRODUCING METALLIFEROUS ORES; PROVIDING FOR THE COLLECTION AND DISPOSITION OF SUCH OCCUPATION TAX; FIXING THE TIME IN WHICH AN ACTION FOR THE COLLECTION THEREOF MAY BE COMMENCED; FIXING THE DUTIES OF THE STATE TAX COMMISSION; MAKING IT A CRIME AND FIXING PENALTIES FOR MAKING FALSE STATEMENTS FOR THE PURPOSE OF EVADING THE PAYMENT OF THE TAX, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 193 By Mr. Tanner

AN ACT RELATING TO COMPENSATION FOR DAMAGE DONE PRIVATE PROPERTY BY BIG GAME, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 194 By Mr. Stevens, Mr. Snow, Mr. Farr

AN ACT PROVIDING FOR THE REGULATION OF THE TRANSPORTATION OVER THE PUBLIC HIGHWAYS OF PASSENGERS AND PROPERTY BY MOTOR CARRIERS OPERATING IN INTRASTATE COMMERCE IN THE STATE OF UTAH, DECLARING A POLICY AND DELEGATION OF JURISDICTION: DEFINING WORDS AND TERMS; PROVIDING FOR ADMINISTRATION AND DUTIES AND POWERS OF COMMISSION; PROVIDING FOR APPLICATION AND ISSUANCE OF CERTIFICATES, PERMITS AND LICENSES; PROHIBITING DUAL OPERATION; PROVIDING FOR RULES AND REGULATIONS BY COMMISSION, AND SUSPENSION AND ABROGATION OF OTHER RULES AND REGULATIONS; AUTHORIZING SUSPENSION, CHANGE, REVOCATION OR TRANSFER OF PERMITS, CERTIFICATES, OR LICENSES; PROVIDING FOR CERTIFICATES AND PERMITS ISSUED HERETOFORE TO REMAIN IN EFFECT; PROVIDING SECURITY FOR THE PROTECTION OF THE PUBLIC; PRESCRIBING DUTIES OF CARRIERS AND PROVIDING FOR RATES, TARIFFS, AND SCHEDULES AND PROHIBITING DISCRIMINATION; PROVIDING FOR COMPLAINTS AND HEARINGS AND ORDERS, NOTICES AND PROCESS; PROVIDING FOR REGISTRATION OF INTERSTATE MOTOR CARRIERS AND PROVIDING PENALTIES FOR VIOLATIONS, AND LISTING EXCEPTIONS; MAKING AN APPROPRIATION; PROVIDING FOR CONSTITUTIONALITY AND EFFECTIVE DATE, AND REPEALING CHAPTERS 65 AND 66 LAWS OF UTAH 1935, AND ALL OTHER ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 195 By Mr. Frischknecht and Mr. Hopkin

AN ACT AMENDING SECTIONS 100-1-14, 100-3-3, 100-3-12, 100-3-13, 100-3-14, 100-3-15, 100-3-16, 100-3-17, 100-3-18, 100-3-20, 100-4-11, 100-4-17, 100-5-5, 100-5-6, 100-5-7, AND 100-8-1, REVISED STATUTES OF UTAH, 1933, AND SECTION 100-2-12, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 105, LAWS OF UTAH, 1935, AND SECTION 100-4-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 105 AND 107, LAWS OF UTAH, 1935, RELATING TO WATER AND WATER RIGHTS, THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE THERETO AND THE APPROPRIATION, DETERMINATION, ADMINISTRATION AND DISTRIBUTION THEREOF, AND RELATING TO WITHDRAWAL OF UNAPPROPRIATED WATERS: AMENDING CHAPTER 2, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 100-2-15, AUTHORIZING THE STATE ENGINEER TO ENTER INTO AGREEMENTS WITH FEDERAL AND STATE AGENCIES FOR CO-OPERATION IN MAKING SURVEYS OF WATER RESOURCES, SNOW SURVEYS, INVESTIGATING FLOOD AND EROSION CONTROL, AND ADJUDICATING WATER RIGHTS AND PROVIDING FOR SHARING EXPENSES THEREOF; AMENDING CHAPTER 3, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 100-3-24, 100-3-25 AND 100-3-26, DEFINING A WELL, WELL DRILLER AND WELL DRILLING AND REQUIRING WELL DRILLERS TO PROCURE PERMITS FROM THE STATE ENGINEER BEFORE DRILLING, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. M. No. 2 By Mr. Royle (By Request)

A JOINT MEMORIAL OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH TO THE CONGRESS OF THE UNITED STATES OF AMERICA URGING AN AMENDMENT TO THE ACT OF CONGRESS APPROVED FEBRUARY 25, 1920, AND AMENDMENTS THERETO ENTITLED "AN ACT TO PROMOTE THE MINING OF COAL, PHOSPHATE, OIL, OIL SHALE, GAS AND SODIUM ON THE PUBLIC DOMAIN, was read the first time and referred to the Committee on Revision and Enrolling.

S. C. M. No. 2 By Mr. Parratt

MEMORIALIZING CONGRESS OF THE UNITED STATES TO APPROVE THE HARRISON-FLETCHER BILL, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 10 By Mr. Maw

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 10 ARTICLE VIII OF THE CONSTITUTION OF UTAH, RELATING TO COUNTY ATTORNEYS ELECTION TERMS, was read the first time and referred to the Committee on Revision and Enrolling.

COMMUNICATION FROM THE GOVERNOR

February 11, 1937.

TO THE SENATE:

I have been advised by Congressman Abe Murdock that he is making an intensive fight with other Representatives against reduction of the number of C.C.C. Camps from 2,100 to 1,400. The Congressman believes that a Memorial of the Legislature would have great weight in assisting him in his effort to hold the maximum number of camps. Utah has very extensive areas of public land and its need of the class of work done by these camps is proportionately greater than that of many other states.

Inasmuch as this Federal activity has been and will continue to be of great benefit to the State, it seems to me desirable that the Legislature should take prompt action to adopt an appropriate Memorial.

Very respectfully yours,
HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 6*, by Mr. Lindstrom, entitled, "AN ACT RELATING TO A JUNIOR COLLEGE AT PRICE, UTAH," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 6 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. M. No. 4*, by Mr. Marthakis; et al, entitled, "A MEMORIAL RELATING TO THE PROPOSAL IN THE CONGRESS OF THE UNITED STATES TO REDUCE THE CIVILIAN CORPS PERSONNEL IN UTAH FROM 2100 TO 1400," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 4 was read the first time and referred to the special committee appointed by the President to draft a similar resolution.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, as amended by the Senate, *S. B. No. 12*, by Mr. Holbrook, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

SPECIAL ORDER

Senator Nelson moved that *S. B. No. 55* retain its position on the calendar and that he be allowed the privilege to introduce the following bill to-wit:

Motion carried.

S. B. No. 196 By Mr. Nelson

AN ACT AMENDING SECTION 48, CHAPTER 46, SESSION LAWS OF UTAH, 1935, AS AMENDED BY SENATE BILL NO. 29 OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH RELATING TO THE REGISTRATION OF MOTOR VEHICLES, was read the first time.

Senator Nelson moved that the rules be suspended and that we do now consider *S. B. No. 196*.

Motion carried.

S. B. No. 196 was read the second time.

On motion of Senator Nelson the rules were suspended and *S. B. No. 196* was read the third time and placed on its final passage.

S. B. No. 196 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Baker, Griffin, Holbrook, Huggins, Lamoreaux, Snow, Stewart, Thornton.

S. B. No. 196 was transmitted to the House.

Senator Grover moved that we do now consider bills on the Third Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 39 was read the third time and placed on its final passage.

On motion of Senator Grover the bill was amended as follows:

Page 1, line 10, strike the words "any land" and insert the words "such territory".

Page 2, line 6, place a comma after the word "cities" and strike the following word "and", also place a comma after the word "towns" and insert "and counties".

S. B. No. 39 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Stevens, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lamoreaux, Peterson, Royle, Snow, Stewart, Tanner, Thornton.

S. B. No. 39 was transmitted to the House.

S. B. No. 1 was read the third time and placed on its final passage.

On motion of Senator Maw the bill was amended as follows:

Page 29, line 7, strike the figures "49" and insert "50".

Between lines 6 and 7 insert a new section as follows:

"Section 49. Whenever a proposed constitutional amendment, or other question except the incurring of a bonded indebtedness, is to be submitted to the people for a popular vote at any general election, the secretary of state shall, not less than twenty-five days before the election, certify the same to the county clerk of each county, designating such amendment or question by number, and also by a title which shall cover the subject matter of the amendment or question submitted, and the county clerk of each county shall cause to be printed both the number and the title of the proposition or question to be submitted upon the ballot to be used on election day, and on the sample ballots, and publish the same as provided for by law."

On motion of Senator Holbrook the bill was amended as follows:

Page 25, between lines 9 and 10 insert a new subsection as follows:

"(e) The state committee of each political party shall fix a time and place, not later than the last Saturday in September for the party's State Platform Convention. Which convention shall be constituted of delegates as provided in section 39 of this act, and in addition thereto each person nominated to the office of state senator or state representative shall be a delegate from the county in which he resides and each county shall have the vote which it had at the convention provided for in section 40 (a) enlarged by the number of its members in the legislature and each county shall be allowed to vote its full strength. Those persons nominated for any congressional, state or district office shall be delegates at large and shall vote as such. It shall be the duty of such convention to nominate the

party's presidential electors, formulate a platform, and adopt and promulgate the party principles and declarations of their respective parties. If it is found desirable the county central committee of any political party may call a county convention under substantially the same or similar specifications as are herein set forth relative to the state convention."

Page 21, line 1, strike the words "fourth Tuesday in August" and insert the words "last Saturday in June".

Page 23, line 2, strike the words "and they may also adopt a county platform".

Page 24, line 1, strike the words "fourth Tuesday in August" and insert the words "last Saturday in June".

Line 6, strike the words "adopt a state party platform".

Line 8, strike the semi-colon, insert a period and strike the balance of the paragraph and insert in lieu thereof the following:

"In years of presidential elections they shall also select the necessary delegates and alternates to the national convention, and select the national committeeman and committeewoman for the State of Utah."

COMMUNICATION FROM THE HOUSE

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 196*, by Mr. Nelson, entitled, "AN ACT AMENDING SECTION 48, CHAPTER 46, SESSION LAWS OF UTAH, 1935, AS AMENDED BY SENATE BILL NO. 29 OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH RELATING TO THE REGISTRATION OF MOTOR VEHICLES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 196 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

On motion of Senator Lindstrom the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present, except Senators Lamoreaux and Thornton.

FURTHER CONSIDERATION OF S. B. No. 1

S. B. No. 1 on third reading.

On motion of Senator Huggins the bill was amended as follows:

In the title line 13, strike the first three letters "ING" and insert "ION".

Line 22, strike the words "AND FILLING VACANCIES".

Page 2, line 8, after the word "officers" insert the words "to be".

Lines 21 and 22 strike the quotation marks and the word "township" and insert the word "precinct".

Page 3, line 29, after the word "congressman" insert the words "when and as provided by law".

Page 4, line 11, at the end of the line insert the words "in number".

Line 12, strike the first appearing word "the" and insert the word "said".

Line 13, strike the words "at said run off primary election".

Line 14, after the word "office" insert the words "or offices".

Line 23, strike the word "presiding".

Line 25, strike the word "presiding".

Lines 24, 25 and 28, after the word "judge" insert the words "or judges".

Line 28, strike the words "presiding district court".

Page 5, line 19, after the word "place" insert the words "most likely to give notice of such election to the electors thereof".

Line 26, after the word "signed" insert the words "and sworn to".

Line 27, strike the line and insert the words "or other officer authorized to administer oaths by law".

Page 7, line 3, after the word "the" insert the word "state".

Line 7, strike the word "township" and insert the word "precinct".

Line 9, after the word "clerk" insert the words "of the county within which such city and township is located".

Page 8, line 13, after the word "challenged" insert the words "for cause".

Line 27, strike the "s" on the word "petitions".

Line 32, strike the "s" on the word "offices".

Page 9, line 11, strike the "s" on the word "petitions".

On motion of Senator Holbrook the bill was amended as follows:

Page 29, between lines 4 and 5 insert the following new section and change the numbers of the ensuing sections accordingly:

"Section 48. The provisions of existing statutes concerning elections and any amendments now or hereafter made thereto, so far as the same are consistent with the provisions of this act, shall apply to the election provided in this act, the intent of this act being to place the nominating election under the regulations and protections in all respects of the laws in force as to general elections. That all the powers and duties conferred and imposed by the laws of this state upon all public officials relative to elections and all laws relative to the conducting of general elections are, in every detail and particular conferred and imposed upon each and all of such officers in connection with the nominating elections conducted under the provisions of this act except as herein otherwise specifically provided. And whenever the provisions of this act in operation prove to be of doubtful or uncertain meaning or not sufficiently explicit in directions and details the general provisions of Title 25, Revised Statutes of Utah, 1933, and as subsequently amended and the customs, practice, usage, and forms thereunder, in the same circumstances or under like conditions shall be followed in the construction and operation of this act to the end that the protection of the spirit and intention of said laws shall be extended so far as possible to all nominating elections. And if the provisions of this act and the general provisions of said laws are found to be inadequate or in any way in conflict with each other the State Board of Canvassers, as constituted by Section 25-6-10, Revised Statutes of Utah, 1933, shall and are hereby authorized to make such modifications and make and adopt such rules and regulations as will be effective in making possible the proper and orderly operation of this act, and such modifications, rules and regulations as are of necessity made shall be binding and of the same effect as if they were a part of this act."

On motion of Senator Maw the bill was amended as follows:

Page 7, line 12, strike the words "forty-five" and insert the word "thirty".

Line 19, strike the word "forty" and insert the word "fifteen".

On motion of Senator Baker the bill was amended as follows:

Page 3, line 21, strike the word "township" and insert the word "precinct".

Page 4, line 24, strike the word "town" and insert the word "precinct".

Page 7, line 23, strike the word "township" and insert the word "precinct".

Page 8, line 13, after the word "any" insert the word "precinct,".

Line 14, after the first appearing word "such" insert the word "precinct,".

On motion of Senator Maw the bill was amended as follows:

Page 8, line 24, strike the word "ten" and insert the word "five".

Page 9, lines 7 and 25, strike the word "fifteen" and insert the word "five".

S. B. No. 1 then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins (expl. vote), Lindstrom, Lund, Nelson, Parratt, Royle, Stewart, Tanner (expl. vote), Mr. President (expl. vote).

Those voting in the negative were: Senators Billings, Frischknecht, Peterson, Snow, Stevens.

Absent and not voting: Senators Lamoreaux, Thornton.

On motion of Senator Maw the rules were suspended and *S. B. No. 1* was referred to the Committee on Revision and Enrolling for grammatical corrections and then to be reprinted before transmission to the House.

S. C. M. No. 1 was read the third time and placed on its final passage.

S. C. M. No. 1 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stewart, Mr. President.

Absent and not voting: Senators Farr, Frischknecht, Lamoreaux, Peterson, Stevens, Tanner, Thornton.

S. C. M. No. 1 was transmitted to the House:

Senator Parratt moved that the rules be suspended and that we do now consider *H. B. No. 38* on second reading.

Motion carried.

H. B. No. 38 on second reading.

Committee report read and adopted.

On motion of Senator Parratt the rules were suspended and *H. B. No. 38* was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

In the title strike "ARE AMENDED BY ENACTING NEW SUB-SECTIONS KNOWN AS 14-3-2(A), 14-3-2(B)".

In line 1, strike the word "and" and reinsert "14-3-3, 14-3-4, 14-3-5."

Page 2, between lines 2 and 3 strike all of the amendment of the committee.

Page 2, between lines 16 and 17, strike all of the committee amendment.

Page 2, line 3, strike "14-3-2-(A)" and insert "(b)".

Line 8, strike "14-3-2-(B)" and insert "(c)".

H. B. No. 38 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Lamoreaux, Peterson, Snow, Thornton.

H. B. No. 38 was returned to the House.

INTRODUCTION OF BILLS

S. B. No. 197 By Mr. Maw

AN ACT TO AMEND SECTION 85-9-5, REVISED STATUTES OF UTAH, 1933, RELATING TO COMPENSATION AND EXPENSES OF THE MEMBERS OF THE BOARD OF CORRECTIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 198 By Mr. Maw

AN ACT TO AMEND SECTION 67-0-8 REVISED STATUTES OF UTAH, 1933, RELATING TO THE CUSTODY OF PRISONERS WHILE ON PAROLE AND AUTHORITY TO RETAKE AND REIMPRISON, was read the first time and referred to the Committee on Revision and enrolling.

S. B. No. 199 By Mr. Maw

AN ACT TO AMEND SECTION 85-9-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE GOVERNMENT AND CONTROL OF THE STATE PRISON AND ITS AFFAIRS PLACED IN A BOARD OF CORRECTIONS, APPOINTMENT OF ITS MEMBERS AND TERM OF OFFICE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 200 By Mrs. Lund

AN ACT CREATING A PENSION BUREAU FOR THE ADULT BLIND UNDER THE STATE DEPARTMENT OF PUBLIC WELFARE, PROVIDING FOR THE APPOINTMENT OF A DIRECTOR OF THE BUREAU, SETTING UP A FUND FOR THE PURPOSE OF THIS ACT, STATING A DECLARATION OF POLICY, DEFINING TERMS, DEFINING ADDITIONAL DUTIES OF STATE BOARD OF PUBLIC WELFARE, SETTING UP ELIGIBILITY REQUIREMENTS FOR PENSIONS, LIMITING THE AMOUNT TO BE PAID AS PENSIONS, DEFINING HOW APPLICATION SHALL BE MADE, RESTRICTING THE FIELD FOR INVESTIGATION TO APPLICANT'S INCOME, DEFINING HOW AMOUNT OF PENSION SHALL BE DETERMINED, PROVIDING FOR APPEAL TO STATE BOARD OF PUBLIC WELFARE, PROVIDING FOR PERIODIC RECONSIDERATION OF AMOUNTS OF PENSIONS, PROVIDING THAT STATE BE

NOT REIMBURSED FOR PENSIONS TO RECIPIENT, FORBIDDING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING APPLICATION AND INCOME RECORDS OF APPLICANTS CONFIDENTIAL, MAKING FRAUDULENT ACTS A MISDEMEANOR, SETTING UP LIMITATIONS OF ACT, PROVIDING FOR SUSPENSION OF PAYMENTS DURING INVESTIGATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 201 By Mr. Huggins

AN ACT AMENDING SECTIONS 103-54-1, 103-54-2, 103-54-3, 103-54-4, AND 103-54-5, REVISED STATUTES OF UTAH, 1933, REFERRING TO SYNDICALISM AND SABOTAGE, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Huggins moved that the rules be suspended and that after corrections made by the Committee on Revision and Enrolling to *S. B. No. 201* said bill be printed and referred to the Committee on Judiciary.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 11 was read the third time and placed on its final passage.

On motion of Senator Royle *H. B. No. 11* was made a special order of business for Wednesday, February 17th, 1937 at 10:30 a. m.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 38 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht the rules were suspended and *S. B. No. 38* was read the third time and placed on its final passage.

S. B. No. 38 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Holmes, Lamoreaux, Royle, Thornton.

S. B. No. 38 was transmitted to the House.

REPORTS OF STANDING COMMITTEES

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which was referred *S. B. No. 196* by Mr. Nelson, "AN ACT AMENDING SECTION 48, CHAPTER 46, SESSION LAWS OF UTAH, 1935, AS AMENDED BY SENATE BILL NO. 29 OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH RELATING TO THE REGISTRATION OF MOTOR VEHICLES," has been examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 196 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 6* by Mr. Lindstrom, " AN ACT RELATING TO A JUNIOR COLLEGE AT PRICE, UTAH," has been examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and return the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 6 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 185* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 185 was ordered printed and referred to the Committee on Revenue and Taxation.

February 13, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 149* by Mr. Nelson and Mr. Lamoreaux, has carefully examined the same and reports the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 149 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 150* by Mr. Nelson and Mr. Lamoreaux, has carefully examined the same and reports the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 150 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 115*, by Mr. Frischknecht, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 115 was placed on the Second Reading Calendar.

February 13, 1937.

Mr. President:

Your Committee on Banking and Commerce to which was referred *H. B. No. 16* by Mr. Holbrook, has carefully examined the same and reports the same out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

H. B. No. 16 was placed on the Second Reading Calendar.

COMMUNICATION FROM THE HOUSE

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session in the presence of the House *S. B. No. 196* by Mr. Nelson, entitled, "AN ACT AMENDING SECTION 4, CHAPTER 46, SESSION LAWS OF UTAH, 1935, AS AMENDED BY SENATE BILL NO. 29, OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH RELATING TO THE REGISTRATION OF MOTOR VEHICLES," and the same is returned herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

S. B. No. 196 was transmitted to the Governor.

The President appointed a Sifting Committee consisting of Senators Parratt, Grover, Lund, Huggins, Holmes, Lindstrom, and Royle.

On motion of Senator Parratt the Senate adjourned.

THIRTY-SIXTH DAY

MORNING SESSION

February 15, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Frischknecht, Holbrook, Lindstrom, Royle and Snow, excused.

Prayer by the Chaplain.

February 15, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

WILL R. HOLMES,

W. LAMOREAUX.

Report adopted and filed.

The President appointed Senators Thornton and Peterson to revise the Journal for the week beginning February 15, 1937.

REPORTS OF STANDING COMMITTEES

February 15, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 35* by Mr. Grover and Mr. Lindstrom, begs leave to report same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 35 was placed on the Second Reading Calendar.

February 15, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 158* by Mr. Nelson, begs leave to report same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 158 was placed on the Second Reading Calendar.

February 15, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B .No. 5* by Mr. Ramey, begs leave to report same out without recommendation.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 5 was placed on the Second Reading Calendar.

February 15, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *H. B. No. 68* by Mr. Ablett, begs leave to report same out unfavorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 68 was placed on the Second Reading Calendar.

February 15, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to which was referred *H. B. No. 66,* by Mr. Eynon, hereby report the same back favorably.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

H. B. No. 66 was placed on the Second Reading Calendar.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 2* by Mr. Parratt, and recommends the memorial be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. C. M. No. 2 was ordered printed and referred to the Committee on Education.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. M. No. 2* by Mr. Royle, with a few minor changes assented to by the author, and recommends the memorial be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. J. M. No. 2 was ordered printed and referred to the Committee on Mining and Smelting.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 8* by Mr. Nelson, Mr. Farr, Mr. Grover, and Mr. Holmes, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 8 was ordered printed and referred to the Committee on Revenue and Taxation.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 9* by Mr. Nelson, Mr. Farr, Mr. Grover, and Mr. Holmes, with a few minor changes assented to by the authors, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 9 was ordered printed and referred to the Committee on Revenue and Taxation.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S .B. No. 180* by Mr. Frischknecht, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 180 was ordered printed and referred to the Committee on Highways.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 182* by Mrs. Lund, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 182 was ordered printed and referred to the Committee on Social Relations and Relief.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 184* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 184 was ordered printed and referred to the Committee on Revenue and Taxation.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 187* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 187 was ordered printed and referred to the Committee on Judiciary.

February 13, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 188* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 188 was ordered printed and referred to the Committee on Judiciary.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 193* by Mr. Tanner.

Since the bill, in almost identical form, has been printed as *H. B. No. 165*, we recommend the senate bill be printed by designation and title only.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 193 was ordered printed by title and referred to the Committee on Agriculture and Irrigation.

COMMUNICATIONS FROM THE HOUSE

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 30*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 6, CHAPTER 4, SESSION LAWS OF UTAH, 1935, RELATING TO LICENSE FEES FOR LICENSE AS A COMMISSION MERCHANT, DEALER, BROKER AND AGENT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 30 was read the first time and referred to Committee on Banking and Commerce.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 34*, by Mr. Royle, entitled, "AN ACT AMENDING SECTION 49-1-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DUTIES OF THE INDUSTRIAL COMMISSION OF UTAH TO EFFECT SETTLEMENTS OF LABOR DISPUTES, AND REPEALING SECTIONS 49-1-6 AND 49-1-7, REVISED STATUTES OF UTAH, 1933," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 34 was transmitted to the Governor.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 30*, by Mr. Stevens, entitled, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 30 was transmitted to the Governor.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 67*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 104-62-2 AND 104-62-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY DISSOLUTION OF CORPORATIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 67 was transmitted to the Governor.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 68*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 104-63-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY WITHDRAWAL OF FOREIGN CORPORATIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 68 was transmitted to the Governor.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 19*, as amended, by Mr. Royle, entitled, "AN ACT MAKING IT THE DUTY OF EMPLOYERS AND OF PROCESSORS, OR DEALERS IN FARM PRODUCTS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES OR OF PRODUCERS FOR THE BENEFIT OF LABOR ORGANIZATIONS OR FARM ORGANIZATIONS, OR ANY OTHER ORGANIZATION OF EMPLOYEES OR FARMERS, AND PROVIDING A PENALTY FOR BREACH OF SUCH DUTY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 19 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 8*, by Mr. Weggeland, entitled, "A JOINT RESOLUTION PROVIDING FOR AN APPROPRIATION FOR THE COMMITTEE OF THE SENATE AND THE COMMITTEE OF THE HOUSE APPOINTED FEBRUARY 4, 1937, ON THE 25TH DAY OF THE SESSION OF THE 22ND LEGISLATURE, BY THE PRESIDENT OF THE

SENATE AND THE SPEAKER OF THE HOUSE, RESPECTIVELY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 8 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 28,* by Mr. Twitchell and Mr. Bennion, entitled, "AN ACT AMENDING SECTION 86-1-50, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY SECTION 86-1-50, LAWS OF UTAH, 1935, RELATING TO THE INVESTMENT OF FUNDS ADMINISTERED BY THE STATE LAND BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 28 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORT OF SPECIAL COMMITTEE

February 15, 1937.

Mr. President:

Your Sifting Committee reports out the following Senate Bills to take their place numerically on the second reading calendar:
S. B. Nos. 91, 64, 65, 11, 46, 18 and 5.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

COMMUNICATION FROM THE GOVERNOR

February 13, 1937.

Hon. Herbert B. Maw, President
Utah State Senate
Building

Dear Senator Maw:

Herewith please find copy of Assembly Joint Resolution No. 11 adopted by the State Legislature of California, relative to the relief of the transient problem. This resolution was forwarded to me by Governor

Frank F. Merriam, of California, who expressed the hope that Utah will join California in urging the President and the Congress of the United States to take charge of the unsettled or transient population problem and recognize it as a national undertaking, and also suggested that the Utah Legislature might care to adopt a similar resolution.

While the transient problem in Utah is not on an exact parallel with that of California, there are times when it becomes rather acute in this state also, and I am of the opinion that the problem is national in both scope and significance.

Very sincerely yours,

HENRY H. BLOOD,
Governor.

Communication filed.

Resolution referred to the Committee on Judiciary.

INTRODUCTION OF BILLS

S. B. No. 202 By Mr. Nelson

AN ACT RESTORING ALL MINERALS IN THE WATERS AND BED OF GREAT SALT LAKE TO THE CONTROL OF THE STATE LAND BOARD AND AMENDING SECTION 6, 8 AND 9 OF CHAPTER 136, SESSION LAWS OF UTAH, 1935, CREATING THE GREAT BASIN AUTHORITY BOARD AND DEFINING ITS POWERS AND DUTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 203 By Mr. Nelson

AN ACT TO REQUIRE PERSONS UNLAWFULLY ENTERING UPON STATE LANDS AND REMOVING NATURAL RESOURCES THEREFROM TO PAY THREE TIMES THE VALUE THEREOF, PROVIDING A PENALTY THEREFOR, AND REQUIRING THE ATTORNEY GENERAL TO PROSECUTE VIOLATIONS OF THIS ACT THROUGH THE COUNTY AND DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 204 By Mr. Nelson

AN ACT TO AMEND SECTIONS 86-1-14 AND 86-1-16, REVISED STATUTES OF UTAH, 1933, AND SECTION 86-1-15, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 97, SESSION LAWS OF UTAH, 1935, RELATING TO THE CONTROL, SALE AND LEASE OF STATE LANDS, AND RESERVING ALL MINERALS IN THE WATERS AND BEDS OF THE NAVIGABLE LAKES AND STREAMS OF THE STATE, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 91 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Line 6, after the word "only" insert the words "tobacco stores for the sale of tobacco".

On motion of Senator Farr the bill was amended as follows:

Line 5, after the word "courses" insert the words "bowling alleys," also before the word "service" insert the word "automotive".

Line 6, after the word "resorts" insert the words "ice stations, news stands".

S. B. No. 91 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Lindstrom, Royle, Snow.

S. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of Senator Peterson the bill was amended as follows:

Page 2, line 6, strike the words "one year" and insert the words "two years" in lieu thereof.

S. B. No. 64 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Baker , Billings, Farr, Griffin, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Stevens, Stewart, Thornton, Mr. President.

Voting in the negative: Senator Tanner.

Absent and not voting: Senators Frischknecht, Grover, Holbrook, Lamoreaux, Lindstrom, Royle, Snow.

S. B. No. 65 was read the second time.

Committee report read and adopted.

S. B. No. 65 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Holbrook, Lindstrom, Royle, Snow.

S. B. No. 11 was read the second time.

Committee report read and adopted.

On motion of Senator Peterson the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present, except Senators Frischknecht, Holbrook, Lindstrom, Royle and Snow, excused.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 11 on second reading.

S. B. No. 11 was placed on the Third Reading Calendar on the following roll call:

Yeas, 10; Nays, 8; Absent, 5.

Those voting in the affirmative were: Senators Farr (expl. vote), Grover, Holmes, Hopkin (expl. vote), Lamoreaux, Lund, Nelson, Parratt, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Griffin, Huggins, Peterson, Stevens, Stewart, Tanner (expl. vote).

Absent and not voting: Senators Frischknecht, Holbrook, Lindstrom, Royle, Snow.

Senator Huggins moved that the rules be suspended and that *S. B. Nos. 46* and *18* retain their present position on the calendar.

Motion carried.

S. B. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Thornton the bill was amended as follows:

Page 2, line 18, after the word "award" insert " in cities of the first class at 55 years and upwards in cities of the second and third class".

S. B. No. 5 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Holmes, Lindstrom, Peterson, Royle, Snow, Tanner.

REPORT OF SPECIAL COMMITTEE

February 15, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place numerically on the second reading calendar:

S. B. Nos. 80, 56, 52, and 8.

H. J. R. Nos. 4 and 5.

H. J. M. No. 1.

S. B. Nos. 48, 85, 104, 119, and 63.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 80 was read the second time.

Committee report read and adopted.

S. B. No. 80 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 1; Absent, 9.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Grover, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Stewart, Thornton, Mr. President.

Voting in the negative: Senator Griffin.

Absent and not voting: Senators Frischknecht, Holbrook, Holmes, Hopkin, Lindstrom, Royle, Snow, Stevens, Tanner.

S. B. No. 56 was read the second time.

Committee report read and adopted.

S. B. No. 56 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Holmes, Hopkin, Lindstrom, Royle, Snow, Tanner.

On motion of Senator Griffin the Senate adjourned.

THIRTY-SEVENTH DAY

MORNING SESSION

February 16, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 16, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,
J. W. THORNTON,
WENDELL PETERSEN.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 186* by Mr. Nelson and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 186 was returned to its author.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 189* by Mr. Huggins and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 189 was returned to its author.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 191* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 191 was ordered printed and referred to the Committee on Public Institutions.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 198* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 198 was ordered printed and referred to the Committee on Judiciary.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 199* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 199 was ordered printed and referred to the Committee on Judiciary.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 200* by Mrs. Lund and, upon request of the author, recommends the bill be returned to her for rewriting.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 200 was returned to its author.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 202* by Mr. Nelson and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 202 was returned to its author.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 203* by Mr. Nelson, and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 203 was returned to its author.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 204* by Mr. Nelson and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 204 was returned to its author.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 19* by Mr. Royle, "AN ACT MAKING IT THE DUTY OF EMPLOYERS AND OF PROCESSORS, OR DEALERS IN FARM PRODUCTS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES OR OF PRODUCERS FOR THE BENEFIT OF LABOR ORGANIZATIONS OR FARM ORGANIZATION, OR ANY OTHER ORGANIZATION OF EMPLOYEES OR FARMERS, AND PROVIDING A PENALTY FOR BREACH OF SUCH DUTY," examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 19 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 15, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 145*, by Mr. Nelson and Mr. Lamoreaux, begs leave to report this bill out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 145 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 179* by Mr. Farr and Mr. Holmes, begs leave to report same out favorably.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

S. B. No. 179 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 173* by Mr. Nelson, begs leave to report same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 173 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 176* by Mr. Huggins, begs leave to report same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 176 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

We, your Committee on Mining and Smelting, to which was referred *H. B. No. 13*, by Mr. Bonacci, hereby report the same out without recommendation.

Respectfully,
W. C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 13 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

We, your Committee on Mining and Smelting, to which was referred *H. B. No. 51*, by Mr. Whiting, hereby report the same back favorably.

Respectfully,
W. C. LAMOREAUX,
Chairman.

Report filed.

H. B. No. 51 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 201* by Mr. Huggins, begs leave to report same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 201 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred ASSEMBLY JOINT RESOLUTION No. 11 of the State of California, RELATIVE TO THE RELIEF OF TRANSIENTS PROBLEM, recommends that same be read to the Senate and then filed.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report adopted and filed.

February 16, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 44*, reports same out favorably, having amended the bill as follows:

Line 2, after "$125,000," insert the word "annually".

Respectfully,
WARD C. HOLBROOK,
Chairman.

Report filed.

Senator Holbrook moved that the rules be suspended and that *S. B. No. 44* be considered with S. B. No. 11.

Motion carried.

February 16, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 45*, report same out favorably.

Respectfully,

WARD C. HOLBROOK,

Report filed. Chairman.

Senator Holbrook moved that the rules be suspended and that *S. B. No. 45* be considered with *S. B. Nos. 11* and *44*.

Motion carried.

February 16, 1937.

Mr. President:

Your Committee on Fish and Game to which was referred *S. B. No. 167* by Mr. Farr, Mr. Holmes, Mr. Peterson, and Mr. Stevens, reports the same out with the following amendments:

Page 1, line 2. After the word "areas" insert the following: "on fenced cultivated land".

Page 2, line 21. Strike the word "will" and insert "shall", and strike the word "not".

Line 22. Strike the word "except", and insert the word "any" after the word "by".

Line 23. Strike words "and then" and insert the word "but".

Page 3, line 10. After the word "persons" insert the following: "including the owner or owners of said land".

Respectfully,

DEXTER FARR,

Report filed. Chairman.

S. B. No. 167 was referred to the Sifting Committee.

INTRODUCTION OF BILLS

S. B. No. 205 By Mr. Nelson

AN ACT AMENDING SECTIONS 15-9-12, 15-9-13, 15-9-14, 15-9-17, 15-9-20, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CIVIL SERVICE COMMISSION IN CITIES OF THE FIRST AND SECOND CLASS, PROVIDING FOR THE MAKING OF RULES, CERTIFICATION OF ELIGIBLES, RE-EXAMINATIONS IN TWO YEARS, AND TEMPORARY APPOINTMENTS; AND AMENDING CHAPTER

9, TITLE 15, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO NEW SECTIONS TO BE KNOWN AS SECTIONS 15-9-23, 15-9-24, 15-9-25, 15-9-26, RELATING TO SECURING STANDING ON ELIGIBLE LIST BY FRAUD, CONCEALMENT OF FACT OR VIOLATION OF COMMISSION RULES, PROVIDING FOR THE ESTABLISHMENT OF GYMNASIUMS AND SCHOOLS FOR THE POLICE AND FIRE DEPARTMENTS, FOR REMOVALS, SUSPENSIONS AND HEARINGS AND PROVIDING FOR CHARGES FILED BY CITIZENS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 206 By Mr. Billings

AN ACT AMENDING SECTION 80-10-68, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 62, LAWS OF UTAH, 1933, RELATING TO THE SALE OF PROPERTY FOR DELINQUENT TAXES, AND TO PRESCRIBE THE TERMS UPON WHICH SUCH PROPERTY MAY BE SOLD, AND AUTHORIZING COUNTY COMMISSIONERS TO LEASE PROPERTY NOT SOLD, AND PROVIDING FOR THE DISPOSITION OF REVENUE FROM SUCH SALE OR LEASING, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 207 By Mr. Holbrook

AN ACT AMENDING SECTION 20-2-14, REVISED STATUTES OF UTAH, 1933, RELATING TO EMPLOYEES OF THE SUPREME COURT OF UTAH AND AUTHORITY TO FIX THE COMPENSATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. C. R. No. 2 By Mr. Lamoreaux

A CONCURRENT RESOLUTION TO THE UNITED STATES SENATE RESPECTING THE MILITARY POLICY OF THE UNITED STATES AND RATIFICATION OF THE TREATIES AGREED UPON AT THE INTER-AMERICAN PEACE CONFERENCE AT BUENOS AIRES, was read the first time and referred to the Committee on Revision and Enrolling.

S. C. M. No. 3 By Mr. Holmes

MEMORIALIZING THE SECRETARY OF THE UNITED STATES TREASURY TO DESIGNATE UTAH AS THE SITE FOR THE UNITED STATES SILVER BULLION DEPOSITORY NOW UNDER CONSIDERATION BY THE TREASURY, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

S. B. No. 128 on second reading.

S. B. No. 128 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Holmes, Hopkin, Mr. President.

On motion of Senator Huggins the rules were suspended and *S. B. No. 128* was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Page 3, line 1, after the word "act." insert the following: "Provided that in the event S. B. No. 2 is enacted into law, the provisions of this act as they apply to persons 65 years of age and over shall not be operative, and the provisions of S. B. No. 2 shall supercede the provisions of this act as they relate to persons 65 years of age and over."

Page 7, line 21, after the word "decedent" insert the following: ", provided that the county department shall present a claim for the total amount of assistance previously paid to a decedent only if the value of the estate exceeds $3,000, and provided that real estate used as a place of residence by the surviving spouse of the decedent, shall not be included in the computation of the value of the estate as long as the surviving spouse continues therein to reside."

S. B. No. 128 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Holmes, Hopkin, Snow.

S. B. No. 128 was transmitted to the House.

S. B. No. 129 on second reading.

On motion of Senator Grover the bill was amended as follows:

Page 2, line 22, after the word "board" insert ", but not to exceed $3,600 per annum".

Page 3, line 28, place a period after the word "district" and strike the balance of the line. Strike lines 29 and 30 and the first four words on line 31.

Line 32, strike the last five words.

Line 33, strike all the material with the exception of the last two words and insert in lieu thereof "and shall be".

Page 4, line 1, strike the first five words and insert in lieu thereof the word "are".

On motion of Senator Maw the bill was amended as follows:

Page 2, strike lines 20 and 21 and all the material on line 22 with the exception of the last four words and insert in lieu thereof the following: "There shall be a director of the department to be appointed by the board, by and with the consent of the Senate, the term of his office shall begin on March 1, 1937, and shall be for two years. The board shall fix the salary of the director, but such salary shall not exceed $3,600 per annum, and may remove him for cause."

On motion of Senator Lindstrom the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE GOVERNOR

February 15, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 25*, by Mr. Lamoreaux, entitled, "AN ACT PROVIDING THAT SHERIFFS, CHIEFS OF POLICE, TOWN MARSHALS, OFFICERS OF THE HIGHWAY PATROL, OR OTHER PEACE OFFICERS SHALL NOT DEPUTIZE THE EMPLOYEES OF A PRIVATE EMPLOYER WHEN A STRIKE, LOCKOUT, OR LABOR DISPUTE EXISTS DIRECTLY CONCERNING SUCH EMPLOYER."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 15, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 196*, by Mr. Nelson, entitled, "AN ACT AMENDING SECTION 48, CHAPTER 46, SESSION LAWS OF UTAH, 1935, AS AMENDED BY SENATE BILL NO. 29 OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH RELATING TO THE REGISTRATION OF MOTOR VEHICLES."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 15, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 28*, by Mr. Royle, entitled, "AN ACT REQUIRING THE REGISTRATION WITH THE INDUSTRIAL COMMISSION OF ALL LABOR ORGANIZATIONS OR UNIONS IN THE STATE OF UTAH."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 46*, by Mr. Jensen, entitled, "AN ACT AMENDING SECTIONS 3-10-7, 3-10-11, 3-10-17, 3-10-21, 3-10-23, AS AMENDED BY CHAPTER 5, LAWS OF UTAH, 1935, AND 3-10-53, REVISED STATUTES OF UTAH, 1933, RELATING TO STANDARDS AND DEFINITIONS FOR DAIRY, FOOD AND DRUG PRODUCTS, DISEASED CATTLE AND CONTAMINATED CANS, CONTAINERS, ETC.," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 46 was read the first time and referred to Committee on Agriculture and Irrigation.

February 16, 1937.

Mr. President:

Attached hereto is *S. B. No. 186* in its rewritten form.

Respectfully,

LAWRENCE E. NELSON.

S. B. No. 186 was referred to the Committee on Revision and Enrolling.

February 16, 1937.

Mr. President:

Attached hereto is *S. B. No. 202* in its rewritten form.

Respectfully,

LAWRENCE E. NELSON.

S. B. No. 202 was referred to the Committee on Revision and Enrolling.

February 16, 1937.

Mr. President:

Attached here to is *S. B. No. 203* in its rewritten form.

Respectfully,

LAWRENCE E. NELSON.

S. B. No. 203 was referred to the Committee on Revision and Enrolling.

REPORTS OF STANDING COMMITTEES

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 190* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 190 was ordered printed and referred to the Committee on Judiciary.

February 15, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 197* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 197 was ordered printed and referred to the Committee on Judiciary.

February 16, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 180* by Mr. Frischknecht, reports the same out favorably.

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 180 was referred to the Sifting Committee.

UNFINISHED BUSINESS

S. B. No. 129 on second reading.

On motion of Senator Grover the bill was amended as follows:

Page 4, line 11, in the blank space insert the word "April".

Line 12, in the blank space insert "thirty-first".

Line 13, in the blank space insert the word "March".

In the blank spaces on lines 16, 17, 18, 20 and 21 insert "March 31".

Page 5, line 8, strike the words ", county, and".

Line 9, strike the first word, also strike the "s" on the word "departments".

Line 12, strike the word "directed" and insert in lieu thereof the word "authorized".

On declaration of the President the Senate resolved itself into a Committee of the Whole.

The Chairman of the Committee of the Whole introduced former Senator John M. Wallace who acted as spokesman for the representatives of the business organizations of the State of Utah.

Senator Parratt moved that the requests of the business organizations of Utah, as read by Mr. Wallace, be printed in the journal.

Motion carried.

"President Maw and Speaker Jensen have commented recently, in public statements, on the fact the very few business people present their viewpoints to legislators, that is, as to the probable effect of pending legislation on their particular business concerns.

The answer is by no means a lack of interest on their part, in the many measures which effect their business welfare. The fact is that out of the many diverse concerns within the state, very few feel qualified in the procedure of expressing their needs and desires to the assembled Utah legislature.

Therefore the invitation of the President of the Senate and of the Speaker of the House to come up for a hearing is promptly accepted, and accepted with thanks to the legislature members for their interest and for their cooperation.

The group that are here today include representatives of Utah Manufacturers Association, Ogden Chamber of Commerce, Provo Chamber of Commerce, Salt Lake City Chamber of Commerce, Retail Merchants Association, Utah State Trucking Association, and other trade associations.

These men feel that their interests are fairly representative of the businesses of the state at large.

They respectfully present several brief comments for your consideration: That there are important measures now before the legislature,

that involve broad changes in our social and economic setup. That some of these proposed statutes, if enacted, will require a considerable increase in state revenues.

That in these undertakings they desire to cooperate, recognizing the difficult job the legislators face in squaring the proposed new laws with fair treatment of all citizens, and in squaring the proposed enactments against the fair ability of the people to pay the necessary money costs.

That industry in Utah is now employing substantially the same number of people as in 1929, when there was no unemployment problem. Today we have 22,000 unemployed in the state.

Unless this unemployment is to continue, we must provide such means and such encouragement to industry in the state as may be necessary to build these enterprises to absorb this large group of our unemployed citizens. Each dollar of additional taxes has its effect in restricting the capacity of industry to employ labor. Each new or expanded industry means new taxable property.

That the group as a whole supports the new trends of legislative thought, such as the Social Security Program. It is hoped that the writing of these new measures into law will go along parallel with our capacity to foot the bill. Otherwise the great good will be replaced by actual distress to our state revenues and our wage earners. The "Build Utah Program" of the Utah Manufacturers Association is built on the premise that the measure of success or failure in industry in the state is reflected at once in the success or failure in operation of the necessary functions of state government. The truth of this statement has been observed during the past few years.

That in labor measures, labor and industry alike should share without favor, any limitations, restrictions, rights or privileges involved in such proposed statutes.

That the adoption of the several appropriation bills which have been introduced would go far beyond our means of paying. The group is vitally interested in furthering state development. However, such development should be undertaken in accordance with a plan, over a period of years, based on our income.

That in public competition with private enterprises, such as public utility plants, the private business, unless properly safeguarded, may be crippled or destroyed, with manifest injustice toward the present investments of large numbers of our people, and the elimination of a very important source of taxes.

That the cooperative organizations within the state, which are set up with the advantage of state subsidy, and which do not pay their full share of operating costs, are opposed as being unfair to private stores, shops and other businesses. The margins of profit are generally so close today, that business cannot successfully withstand such favored competition.

That the adoption of the Homestead Exemption should become effective only as our established sources of tax revenue can absorb the cost. It is felt that further special burdens on trade for this purpose are not warranted.

These suggestions are offered as affecting the actual living needs of the various types of business houses in this state. For the most part,

these firms are operated under highly competitive conditions, both from within and outside of the state that render progress difficult, even under the now existing tax requirements.

Sincere appreciation is again expressed to the members of the legislature for granting this hearing to the problems discussed."

The President declared the Committee of the Whole dissolved.

FURTHER CONSIDERATION OF S. B. No. 129

On motion of Senator Grover the bill was amended as follows:

Page 7, line 5, strike the last word "and".

Line 6, strike the first six words and insert in lieu thereof "by the state board".

Strike lines 27, 28 and 29.

On motion of Senator Thornton the bill was amended as follows:

Page 8, lines 3, 15, 19 and 25, strike the word "fifteen" and insert in lieu thereof the word "ten".

On motion of Senator Grover the bill was amended as follows:

Page 7, line 31, after the word "before" insert the words "April 15, 1937 and on or before", also after the word "the" insert the word "fifteenth" and in the blank space insert the word "December".

Line 32, after the word "year" insert "thereafter".

Page 8, line 13, after the word "the" insert "fifteenth" and after the word "of" insert "February".

Page 5, line 26, after the word "in" insert "the", after the word "state" insert "department, and suggest qualifications and salary standards for the".

On motion of Senator Snow the bill was amended as follows:

Page 7, reinstate line 27 the first six words on line 28 and insert thereafter "are not complied with".

On motion of Senator Frischknecht the bill was amended as follows:

Page 5, line 6, after the word "from" insert "and shall", and after the word "formulate" insert "with the written approval of the department of supplies and purchase".

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 129* was read the third time and placed on its final passage.

S. B. No. 129 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Hopkin, Royle.

S. B. No. 129 was transmitted to the House.

S. B. No. 123 was read the second time.

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 123* was read the third time and placed on its final passage.

S. B. No. 123 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Holbrook, Holmes, Lamoreaux, Lund, Peterson, Stewart.

S. B. No. 123 was transmitted to the House.

S. B. No. 124 was read the second time.

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 124* was read the third time and placed on its final passage.

S. B. No. 124 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Holbrook, Huggins, Lamoreaux, Lund, Peterson, Stewart.

S. B. No. 124 was transmitted to the House.

S. B. No. 125 was read the second time.

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 125* was read the third time and placed on its final passage.

S. B. No. 125 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lamoreaux, Lund, Peterson, Stewart.

S. B. No. 125 was transmitted to the House.

S. B. No. 126 was read the second time.

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 126* was read the third time and placed on its final passage.

S. B. No. 126 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Parratt, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Stewart.

S. B. No. 126 was transmitted to the House.

S. B. No. 127 was read the second time.

On motion of Senator Lindstrom the rules were suspended and *S. B. No. 127* was read the third time and placed on its final passage.

S. B. No. 127 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Grover, Holbrook, Lamoreaux.

S. B. No. 127 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 91 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Line 6, after the word "stands" insert "skating rinks".

Line 5, after the word "alleys" insert "ball parks".

On motion of Senator Holmes the bill was amended as follows:

Line 4, after the word "restaurants" insert "bakeries".

S. B. No. 91 then passed on the following roll call:

Yeas, 16; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton.

Those voting in the negative were: Senators Farr, Snow (expl. vote).

Absent and not voting: Senators Griffin, Grover, Holbrook, Lindstrom, Mr. President.

S. B. No. 91 was transmitted to the House.

S. B. No. 64 was read the third time and placed on its final passage.

S. B. No. 64 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Griffin, Grover, Holbrook, Lindstrom, Mr. President.

S. B. No. 64 was transmitted to the House.

S. B. No. 65 was read the third time and placed on its final passage.

S. B. No. 65 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Griffin, Holbrook, Lindstrom, Peterson, Mr. President.

S. B. No. 65 was transmitted to the House.

Senator Nelson moved that *S. B. No. 11* retain its position on the Third Reading Calendar.

Motion carried.

S. B. No. 80 was read the third time and placed on its final passage.

S. B. No. 80 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Snow, Stewart.

Absent and not voting: Senator Lindstrom.

S. B. No. 80 was transmitted to the House.

S. B. No. 5 was read the third and placed on its final passage.

COMMUNICATIONS FROM THE HOUSE

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 6*, by Mr. Lindstrom, entitled, "AN ACT RELATING TO A JUNIOR COLLEGE AT PRICE, UTAH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 6 was transmitted to the Governor.

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 19*, by Mr. Royle, entitled, "AN ACT MAKING IT THE DUTY OF EMPLOYERS AND OF PROCESSORS, OR DEALERS IN FARM PRODUCTS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES OR OF PRODUCERS FOR THE BENEFIT OF LABOR ORGANIZATIONS OR FARM ORGANIZATIONS, OR ANY OTHER ORGANIZATION OF EMPLOYEES OR FARMERS, AND PROVIDING A PENALTY FOR BREACH OF SUCH DUTY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 19 was transmitted to the Governor.

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 13th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 26*, by Mr. Brewster, entitled, "AN ACT AUTHORIZING COUNTY RECORDERS TO DISPOSE OF CHATTEL MORTGAGES ON FILE TEN YEARS OR MORE."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 13th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 31*, by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 19-18-19, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PUBLIC INSPECTION AND COPYING OF THE RECORDS OF THE COUNTY RECORDER."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORT OF SPECIAL COMMITTEE

February 16, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place numerically to be added to those now on the second reading calendar:

H. B. No. 66.
H. J. M. No. 1.
H. B. Nos. 16, 54, 56 and 17.
H. J. R. No. 2.

Respectfully,
D. W. PARRATT,
Chairman.

Report adopted and filed.

INTRODUCTION OF BILLS

S. B. No. 208 By Mr. Grover

AN ACT AMENDING SECTION 75-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO GRANTING OF ASSISTANCE BY THE UNIVERSITY OF UTAH, THE UTAH STATE AGRICULTURAL COLLEGE, AND STATE JUNIOR COLLEGES TO TEACHERS AND EMPLOYEES IN ACQUIRING ANNUITIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 209 By Mr. Nelson

AN ACT TO PERMIT THE STATE OF UTAH TO BE MADE A PARTY DEFENDANT IN CERTAIN ACTIONS, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Peterson the Senate adjourned.

THIRTY-EIGHTH DAY

MORNING SESSION

February 17, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 17, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,
J. W. THORNTON,
WENDELL PETERSON.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 16, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 177* by Mr. Billings, report same out favorably.

Respectfully,

E. M. ROYLE,

Report filed. Chairman.

S. B. No. 177 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 178* by Mr. Billings, report same out favorably.

Respectfully,

E. M. ROYLE,

Report filed. Chairman.

S. B. No. 178 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 9* by Mr. Pett, report same out favorably.

Respectfully,

E. M. ROYLE,

Report filed. Chairman.

H. B. No. 9 was referred to the Sifting Committee.

February 16, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. J. R. No. 1* by Mr. Selvin, report same out favorably.

Respectfully,

E. M. ROYLE,

Report filed. Chairman.

H. J. R. No. 1 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 154* by Mr. Grover, reports same out favorably.

Respectfully,

G. G. LINDSTROM,

Report filed. Chairman.

S. B. No. 154 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to which was referred *S. B. No. 182,* by Mrs. Lund, hereby report the same out without recommendation.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 182 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 137* by Mr. Nelson, begs leave to report same out without recommendation.

Respectfully,
G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 137 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Public Institutions to which was referred *S. B. No. 183* by Mr. Holbrook and Mr. Baker, reports same out favorably.

Respectfully,
G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 183 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, the undersigned members of your Committee on Public Institutions, to which was referred *S. B. No. 183* by Mr. Holbrook and Mr. Baker, move to report the bill out unfavorably.

Respectfully,
WM. H. GRIFFIN, Jr.,
SILAS E. TANNER.

Report filed.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 186* by Mr. Nelson, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 186 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 202* by Mr. Nelson, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 202 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 203* by Mr. Nelson, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 203 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 17, 1937.

Mr. President:

Please find attached hereto *S. B. No. 204* in its rewritten form.

Respectfully,

Report filed. L. E. NELSON.

S. B. No. 204 was referred to the Committee on Revision and Enrolling.

February 17, 1937.

Mr. President:

Please find attached hereto *S. B. No. 200* in its rewritten form.

Respectfully,

Report filed. MRS. A. C. LUND.

S. B. No. 200 was referred to the Committee on Revision and Enrolling.

INTRODUCTION OF BILLS

S. B. No. 210 By Mr. Huggins and Mr. Maw

AN ACT AMENDING SECTION 42-2-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE STATE INSURANCE FUND

AND APPOINTING THE STATE INSURANCE COMMISSIONER AS ADMINISTRATOR OF THE FUND, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 211 By Mr. Huggins

AN ACT TO REPEAL SECTIONS 7-5-5 AND 7-5-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 7, LAWS OF UTAH, 1933, AND SECTIONS 7-5-9, 7-5-10, 7-5-12, 7-5-13, 7-5-16, AND 7-5-24, REVISED STATUTES OF UTAH, 1933, CONCERNING BUILDING AND LOAN ASSOCIATIONS, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 7-5-5, 7-5-9, 7-5-10, 7-5-11, 7-5-12, 7-5-16, AND 7-5-24, AND RELATING TO GENERAL POWERS, RATIO OF PERMANENT STOCK TO INVESTMENT LIABILITIES, RESERVES, AND RESERVE REQUIREMENTS, WITHDRAWALS, LIMIT OF AND ORDER OF PAYMENT, TERMS DEFINED, DEATH OF MEMBERS, MEMBERS IN ARREARS, WITHDRAWAL VALUE AND FORFEITURE, ANNUAL REPORT AND PUBLICATION OF BUILDING AND LOAN ASSOCIATIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 212 By Mr. Holbrook

AN ACT AMENDING SECTIONS 2, 4, 5, 6, 7, 8, 9, AND 14 OF CHAPTER 4, LAWS OF UTAH, 1935, RELATING TO BONDING, LICENSING, REGULATION, AND SUPERVISION OF PRODUCE DEALERS ENGAGED IN HANDLING OR SELLING FARM PRODUCTS, AND PROVIDING FOR THE LICENSING AND BONDING OF PROCESSORS OF FARM PRODUCTS, was read the first time and referred to the Committee on Revision and Enrolling.

COMMUNICATIONS FROM THE HOUSE

February 13, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House *H. B. No. 4*, by Mr. Hale; et al, entitled, "AN ACT TO PROTECT TRADE-MARK OWNERS, PRODUCERS, DISTRIBUTORS AND THE GENERAL PUBLIC AGAINST INJURIOUS AND UNECONOMIC PRACTICES IN THE DISTRIBUTION OF COMPETITIVE COMMODITIES BEARING A DISTINGUISHING TRADE-MARK, BRAND OR NAME, THROUGH THE USE OF VOLUNTARY CONTRACTS ESTABLISHING MINIMUM RESALE PRICES AND PROVIDING FOR REFUSAL TO SELL UNLESS SUCH MINIMUM RESALE PRICES ARE OBSERVED," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 4 was read the first time and referred to Committee on Judiciary.

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 8*, by Mr. Hale, et al, entitled, "AN ACT REPEALING CHAPTER 76, LAWS OF UTAH, 1935, CREATING A COMMISSION TO HAVE GENERAL SUPERVISION OVER THE ADMINISTRATION OF ALL LAWS REGULATING THE CONDUCT OF BUSINESS AND TRADE; PROVIDING FOR THE MEMBERSHIP, APPOINTMENT, TERMS OF OFFICE AND SALARIES OF THE MEMBERS THEREOF; DEFINING THEIR POWERS AND DUTIES; DECLARING UNFAIR METHODS OF COMPETITION UNLAWFUL; SETTING FORTH THE PROCEDURE BEFORE THE COMMISSION AND COURTS PROVIDING APPROPRIATION THEREFOR; REPEALING ALL LAWS IN CONFLICT HEREWITH," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 8 was read the first time and referred to Committee on Judiciary.

February 16, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. M. No. 3*, by Mr. Marthakis, et al, entitled, "A MEMORIAL RELATING TO THE PROPOSAL OF THE PRESIDENT OF THE UNITED STATES OF AMERICA ASKING THAT THE CONGRESS OF THE UNITED STATES OF AMERICA APPROVE LAWS IN THE MANNER AND FOR THE GENERAL OBJECT OF THE PRESIDENT OF THE UNITED STATES OF AMERICA'S PROPOSAL TO INCREASE THE MEMBERSHIP OF THE SUPREME COURT OF THE UNITED STATES OF AMERICA FROM 9 TO 15 AND TO PROVIDE FOR THE VOLUNTARY RETIREMENT OF THE JUSTICES OF THE SUPREME COURT OF THE UNITED STATES OF AMERICA AT THE AGE OF 70 YEARS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 3 was read the first time and referred to Committee on Judiciary.

Senator Griffin moved that when we adjourn it be until tomorrow, February 18, 1937, at 2:00 p. m.

Motion carried.

UNFINISHED BUSINESS

S. B. No. 5 on third reading.

On motion of Senator Maw, *S. B. No. 5* was made a special order of business for this afternoon at two o'clock.

SPECIAL ORDER

H. B. No. 11 on final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 4, restore lines 2, 3 and 4 to their original printed form.

Line 3, strike the word "private" and insert the word "mutual".

On motion of Senator Royle the bill was amended as follows:

Page 2, line 8, after the word "employer" insert the following: "having four or more employees".

On motion of Senator Griffin the bill was amended as follows:

Page 2, line 11, after the word "during" strike the balance of the line, and lines 12, 13, 14 and 15, to and including the word "month", and insert after the word "during" the following: "each semi-monthly period within ten days after the close of such period."

On motion of Senator Stevens the bill was amended as follows:

Page 2, line 30, at the end of the present amendment insert the following "nor to any of the following businesses and industries, agriculture, livestock and mercantile".

On motion of Senator Huggins the bill was amended as follows:

Page 2, Line 30 strike in the inserted amendment the words "and mercantile".

H. B. No. 11 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton.

Absent and not voting: Senators Grover, Lund, Tanner, Mr. President.

H. B. No. 11 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. J. R. No. 4 was read the second time.

Committee report read and adopted.

Senator Parratt moved that we consider *H. J. R. No. 4* and *5* together.

Motion carried.

H. J. R. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the bill was amended as follows:

Page 2, insert the following new sections:

"Section 2. The Secretary of State is directed to submit this proposed amendment to the electors of the State at the next general election in the manner provided by law.

Section 3. If adopted by the electors of the state, this amendment shall take effect the first day of January, 1939."

On motion of Senator Huggins the senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

SPECIAL ORDER

S. B. No. 5 on third reading.

S. B. No. 5 then passed on the following roll call:

Yeas, 15; Nays, 4; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Peterson, Snow.

Absent and not voting: Senators Farr, Huggins, Parratt, Royle.

S. B. No. 5 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. J. R. No. 5 on second reading.

On motion of Senator Parratt the bill was amended as follows:

Page 2, at the end of line 3 insert the following:"*The provisions of Section 7, Article XIII of this Constitution shall be construed as a limitation on the rate of taxation on tangible property for district school purposes and not on the amount of funds available therefor and, further, no moneys allocated to the Uniform School Fund shall be considered in fixing the rates of taxation specified in Section 7 of Article XIII.*"

On motion of Senator Billings the rules were suspended and *H. J. R. No. 5* was read the third time and placed on its final passage.

H. J. R. No. 5 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Holmes, Lindstrom.

H. J. R. No. 5 was returned to the House.

H. J. R. No. 4 on second reading.

On motion of Senator Parratt the bill was amended as follows:

At the end of the resolution insert the following new sections:

"Section 2. The secretary of state is directed to submit this proposed amendment to the electors of the state in the next general election in the manner provided by law.

Section 3. If adopted by the electors of the state, this amendment shall take effect the first day of January, 1939."

On motion of Senator Billings the rules were suspended and *H. J. R. No. 4* was read the third time and placed on its final passage.

H. J. R. No. 4 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senator Lindstrom.

H. J. R. No. 4 was returned to the House.

COMMUNICATIONS FROM THE GOVERNOR

February 16, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 27*, by Mr. Royle, entitled, "AN ACT REQUIRING REGISTRATION WITH THE INDUSTRIAL COMMISSION OF UTAH BEFORE ACCEPTING EMPLOYMENT DURING A LABOR STRIKE."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 16, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 30*, by Mr. Stevens, entitled, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 16, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 67*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 104-62-2 AND 104-62-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY DISSOLUTION OF CORPORATIONS."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 16, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 68*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 104-63-6, REVISED STATUTES OF UTAH, 1933, PROVIDING FOR VOLUNTARY WITHDRAWAL OF FOREIGN CORPORATIONS."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 16th day of February, 1937, approve and transmit to the Secretary of State, *H. C. M. No. 1*, by Mr. Spence, entitled, "A MEMORIAL TO

CONGRESS OF THE UNITED STATES REQUESTING THE CONGRESS TO SUBMIT AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES GIVING CONGRESS THE POWER TO REGULATE THE HOURS OF LABOR IN INDUSTRY."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 16th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 6*, by Mr. Taylor, entitled, "AN ACT PRESCRIBING THE TIME FOR BEGINNING ACTIONS BY THE STATE, ITS AGENCIES, AND PUBLIC CORPORATIONS AGAINST PUBLIC OFFICERS AND THEIR SURETIES AND MAKING THE PROVISIONS THEREOF RETROACTIVE."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

INTRODUCTION OF BILLS

S. B. No. 213 By Mr. Hopkin

AN ACT AMENDING SECTION 100-6-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE UTAH WATER STORAGE COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 214 By Mr. Holbrook (By Request)

AN ACT TO AMEND SECTION 54-1-21, REVISED STATUTES OF UTAH, 1933, RELATING TO THE SALARY OF THE ADJUTANT GENERAL, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 215 By Mr. Nelson

AN ACT TO AMEND SECTION 103-25-8, OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE DEFINITION OF LOTTERIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 216 By Mr. Snow

AN ACT MAKING AN APPROPRIATION FOR THE PUBLISHING OF THE ANNUAL PROCEEDINGS OF THE UTAH ACADEMY OF SCIENCES, ARTS AND LETTERS FOR THE PERIOD BEGINNING JULY 1, 1937, AND ENDING JUNE 30, 1939, was read the first time and referred to the Committee on Revision and Enrolling.

February 17, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 200,* which was returned to me for rewriting.

Respectfully,
MRS. A. C. LUND.

Report filed.

S. B. No. 200 was referred to the Committee on Revision and Enrolling.

February 17, 1937.

Mr. President:

I am returning herewith as rewritten by me, *S. B. No. 204,* which was returned to me for rewriting.

Respectfully,
LAWRENCE E. NELSON.

Report filed.

S. B. No. 204 was referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 66 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 3, after the word "manufacture" insert "sell and distribute".

Strike lines 15, 16 and 17 and change the numbers of ensuing sections accordingly.

Strike the House amendment on line 14.

On motion of Senator Parratt the bill was amended as follows:

Line 6 of the title, after the word "PRACTICABLE" insert "RELATING TO THE SALE OF UTAH MADE DISTILLED AND FERMENTED PRODUCTS,".

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 14, after the word "distilleries" insert ", provided the quality and price of such products are comparable with competing products."

On motion of Senator Grover the rules were suspended and *H. B. No. 66* was read the third time and placed on its final passage.

On motion of Senator Royle *H. B. No. 66* was made a special order of business for this afternoon at 4:30.

H. J. M. No. 1 was read the second time.

Committee report read and adopted.

H. J. M. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr, Holmes.

Absent and not voting: Senators Lund, Royle.

H. B. No. 16 was read the second time.

Committee report read and adopted.

H. B. No. 16 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Huggins, Lamoreaux, Mr. President.

SPECIAL ORDER

H. B. No. 66 on final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 2, after the word "commission" add the following: "accompanied by a bond in an amount fixed by said commission."

Line 15, add the following:

" Section 4. All such wineries and distilleries shall operate under rules and regulations fixed and prescribed by the Utah liquor control commission and the federal government, and all such products of such wineries and distilleries sold for consumption within the state of Utah shall be sold to and purchased by said commission, provided that such products may be sold for consumption without the state only under rules and regulations prescribed by said liquor control commission and the federal government," and change the numbers of the ensuing sections accordingly.

Page 2, between lines 2 and 3, add the following new section, and change the numbers of the ensuing sections accordingly.

"Section 6. Any permits granted hereunder may be revoked by the commission for any violation of any of the laws, rules or regulations pertaining to the manufacture, sale or distribution of liquor within the State of Utah."

On motion of Senator Holbrook the bill was amended as follows:

In line 4, Section 4, strike the words "such products of" and insert "liquor produced by".

On motion of Senator Huggins the bill was amended as follows:

At the end of Section 6 insert "and upon conviction thereof the bond herein provided for, shall be forfeited to the state of Utah."

Line 3 of the title, place a comma after the first appearing word "FEE" and strike the word "AND", also after the second appearing word "FEE" insert the words "AND BOND".

Line 6 of the title, after the Senate amendment, insert the following: "PROVIDING FOR THE FORFEITURE OF PERMITS AND BONDS, EMPOWERING THE LIQUOR CONTROL COMMISSION TO FIX RULES AND REGULATIONS,".

H. B. No. 66 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Billings.

H. B. No. 66 was returned to the House.

INTRODUCTION OF BILL

S. B. No. 217 By Mr. Lamoreaux

AN ACT AMENDING SECTION 76-1-1, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 63, LAWS OF UTAH, 1935, AND SECTION 2, CHAPTER 63, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT OF MEMBERS OF THE PUBLIC SERVICE COMMISSION; THEIR POWER TO SUE AND BE SUED AND FOR TERMINATION OF TERMS OF PRESENT COMMISSIONERS, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Maw moved that when we adjourn Saturday, February 20, 1937, it be until Monday, February 22, at 10:00 a. m., at which time we consider only bills on the Second Reading Calendar.

Motion carried.

On motion of Senator Lindstrom the Senate adjourned.

THIRTY-NINTH DAY

February 18, 1937.

The Senate was called to order at 2:00 p. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 18, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the thirty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,
J. W. THORNTON,
WENDELL PETERSON.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 17, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 61* by Mr. T. W. Jensen, begs leave to report this bill out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 61 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 193,* by Mr. Tanner, has carefully examined the same and begs leave to report the same back without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 193 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 8* by Mr. Nelson, Mr. Farr, Mr. Grover, and Mr. Holmes, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 8 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 9* by Mr. Nelson, Mr. Farr, Mr. Grover, and Mr. Holmes, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 9 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 168* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 168 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 41* by Mr. Holbrook, report same out favorably, having amended the bill as follows:

Line 6, strike the parentheses between the words "dollar" and "of".

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 41 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 185* by Mr. Holbrook, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 185 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 40* by Mrs. Lund, Mr. Holbrook and Mr. Huggins, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 40 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Sifting Committee recommends that *S. B. No. 86*, by Mr. Holmes, be referred to the Appropriations and Claims Committee.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 86 was referred to the Committee on Appropriations and Claims.

February 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 156* by Mr. Nelson and Mr. Lamoreaux, reports the same out favorably with the following amendments:

Page 1, line 2, after the word "acquire", in the title, insert the word "interconnect".

Page 2, line 3, after the word "uses", insert the following: "coal processing and refining the by-products thereof,".

Page 2, line 5, after the word "stations," insert "coal processing plants and refineries for the by-products thereof."

Page 2, line 14, after the word "domain" insert a comma.

Page 2, line 21, after the semi-colon insert the following: "and to

connect its electric or gas system with any other electric or gas system, publicly or privately owned;".

Page 3, line 7, after the word "debt" strike "on the credit".

Page 3, line 15 after the period, strike the balance of the line and all of line 16 and 17 down to and including the period, thereby omitting a complete sentence.

Page 3, line 26, after the word "municipality" strike the word "or" and insert "and not withstanding".

Page 3, line 27, after the word "state" change the period to a comma and insert "provided this shall not affect the right of initiative and referendum."

Page 6, at the end of line 17, change the period to a comma and insert, "provided that there shall be no obligation to pay except from the revenue of the utility."

Respectfully,

LAWRENCE E. NELSON,

Chairman.

Report filed.

S. B. No. 156 was referred to the Sifting Committee.

February 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 148* by Mr. Nelson and Mr. Lamoreaux, reports the same out favorably with the following amendments:

Page 2, line 24, after the word "any" strike the rest of line 24 and 25 to the period after the word "census", and insert "municipality".

Page 3, line 5, after the word "city" strike the words "of the second class".

Page 3, line 7, strike everything after the word "thereof" and all of line 8 and line 9 to and including "thereof".

Respectfully,

LAWRENCE E. NELSON,

Chairman.

Report filed.

S. B. No. 148 was referred to the Sifting Committee.

February 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 147* by Mr. Nelson and Mr. Lamoreaux, reports same out favorably.

Respectfully,

LAWRENCE E. NELSON,

Chairman.

Report filed.

S. B. No. 147 was referred to the Sifting Committee.

February 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 157* by Mr. Nelson and Mr. Lamoreaux, begs leave to report same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 157 was referred to the Sifting Committee.

February 18, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 152* by Mr. Grover and Mr. Lamoreaux, reports same back favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 152 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Education to which was referred *S. B. No. 134* by Mr. Hopkin and Mr. Baker, has examined the same and reports out favorably.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 134 was referred to the Sifting Committee.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 192* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 192 was ordered printed and referred to the Committee on Revenue and Taxation.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 195* by Mr. Frischknecht and Mr. Hopkin, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 195 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 200* by Mrs. Lund and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 200 was ordered printed and referred to the Committee on Social Relations and Relief.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 204* by Mr. Nelson, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 204 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 206* by Mr. Billings, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 206 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 207* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 207 was ordered printed and referred to the Committee on Judiciary.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 208* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 208 was ordered printed and referred to the Committee on Public Institutions.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 209* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 209 was ordered printed and referred to the Committee on Judiciary.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. R. No. 2* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. C. R. No. 2 was ordered printed and referred to the Committee on Judiciary.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. C. M. No. 3* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the memorial be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. C. M. No. 3 was ordered printed and referred to the Committee on Judiciary.

COMMUNICATIONS FROM THE HOUSE

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 7*, by Mr. Hale et al, entitled, "AN ACT RELATING TO COMMERCE AND TRADE MAKING CERTAIN UNFAIR AND DISCRIMINATORY PRACTICES UNLAWFUL; DECLARING CERTAIN CONTRACTS ILLEGAL AND PROHIBITING RECOVERY THEREON; PROVIDING FOR ACTIONS TO ENJOIN UNFAIR COMPETITION AND DISCRIMINATION AND TO RECOVER DAMAGES THEREFOR; PROVIDING PENALTIES; REPEALING ALL OF THE LAWS IN CONFLICT THEREWITH," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 7 was read the first time and referred to Committee on Banking and Commerce.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body, *S. C. M. No. 1*, by Mr. Hopkin, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO TRANSFER FROM WASHINGTON, D .C., TO A LOCATION IN THE WESTERN STATES, PREFERABLY SALT LAKE CITY, THE HEADQUARTERS OF THOSE GOVERNMENT AGENCIES WHICH DEAL EXCLUSIVELY WITH WESTERN MATTERS, ESPECIALLY THE FOREST SERVICE, THE BUREAU OF MINES, THE GENERAL LAND OFFICE, THE GRAZING BUR-

EAU, AND THE RECLAMATION BUREAU," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Hopkin the Senate concurred in the House amendments.

S. C. M. No. 1 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Billings, Lamoreaux, Lindstrom, Tanner.

S. C. M. No. 1 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 38*, by Mrs. Lund, entitled, "AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE SONG," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 38 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 39*, by Mr. Grover, entitled, "AN ACT AMENDING SECTION 56-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO MOSQUITO ABATEMENT DISTRICTS," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 39 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 34*, by Mr. Calder, entitled, "AN ACT APPROPRIATING $800,000 ANNUALLY AND SURPLUS MONEY FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE STATE ROAD COMMISSION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 34 was read the first time and referred to Committee on Highways.

February 17, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 33*, by Mr. Calder, entitled, "AN ACT AMENDING SECTION 80-9-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1933, PROVIDING MAXIMUM LEVIES THAT MAY BE MADE IN COUNTIES AUTHORIZING THE LEVYING OF A ROAD TAX AND GIVING COUNTY COMMISSIONERS AUTHORITY TO EXPEND REVENUE DERIVED THEREFROM; AND PROVIDING THAT THE MAXIMUM LEVIES FIXED MAY BE INCREASED BECAUSE OF THE REDUCTION IN TAXABLE ASSESSED VALUE FOR THE APPLICATION OF HOMESTEAD EXEMPTION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 33 was read the first time and referred to Committee on Highways.

On motion of Senator Nelson *S. B. No. 55* was made a special order of business for tomorrow, February 19, 1937, at 10:30 a. m.

INTRODUCTION OF BILLS

S. B. No. 218 By Mr. Grover

AN ACT ADDING A SECTION TO TITLE 85, CHAPTER 8, REVISED STATUTES OF UTAH, 1933, TO BE KNOWN AS SECTION 85-8-25, RELATING TO THE CARE OF PERSONS COMMITTED TO THE UTAH STATE TRAINING SCHOOL UNDER CERTAIN CON-

DITIONS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 219 By Mr. Farr

AN ACT PROVIDING FOR THE ACQUISITION, CONSTRUCTION, OPERATION AND REGULATION OF AIRPORTS AND OTHER NAVIGATION FACILITIES; DECLARING THE OWNERSHIP AND OPERATION OF AIRPORTS TO BE A PUBLIC, GOVERNMENTAL AND MUNICIPAL PURPOSE; PROVIDING THE RIGHT OF CONDEMNATION FOR AIRPORT PURPOSES BY CITIES AND OTHER POLITICAL SUBDIVISIONS; PROVIDING FOR THE ISSUANCE OF BONDS AND FOR THE LEVYING OF TAXES FOR SUCH PURPOSES; AND EXTENDING POLICE REGULATIONS TO SUCH PUBLIC AIRPORTS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 220 By Mr. Farr

AN ACT PROVIDING FOR THE REGULATION OF AERONAUTICS WITHIN THIS STATE, FOR UNIFORMITY IN CERTAIN REGARDS WITH FEDERAL LAWS REGULATING AREONAUTICS, AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 221 By Mr. Farr

AN ACT TO AMEND SECTION 57-12-9, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 42, LAWS OF UTAH, 1933, RELATING TO TAX ON MOTOR FUELS PAYABLE MONTHLY, DISTRIBUTION OF RECEIPTS, AND TO PROVIDE FOR AN AERONAUTIC FUND TO BE EXPENDED ON PUBLICLY OWNED AIRPORTS, ADJACENT ROADS, AND EXPENSES OF ADMINISTRATION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 222 By Committee on Revenue and Taxation

AN ACT AMENDING SECTION 32, CHAPTER 46, LAWS OF UTAH, 1935, RELATING TO PAYMENT OF PROPERTY TAXES ON MOTOR VEHICLES BEFORE ISSUANCE OF LICENSE, AND RELATING TO PAYMENT OF SALES TAX ON MOTOR VEHICLES BEFORE ISSUANCE OF CERTIFICATE OF TITLE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 223 By Committee on Revenue and Taxation

AN ACT TO REGULATE THE BUSINESS OF SELLING USED MOTOR VEHICLES BY DEALERS NOT RESIDING IN OR HAVING

A PERMANENT PLACE OF BUSINESS IN THE STATE OF UTAH, AND BY RESIDENT DEALERS PURCHASING, HANDLING, AND SELLING USED MOTOR VEHICLES RECEIVED OR ACQUIRED FROM NON-RESIDENT DEALERS: REQUIRING ALL USED CARS BROUGHT INTO THE STATE FOR THE PURPOSE OF SALE TO BE REGISTERED WITH THE STATE TAX COMMISSION, ALL SUCH DEALERS TO EXECUTE AND DELIVER TO EACH PURCHASER OF A USED MOTOR VEHICLE A BOND INDEMNIFYING THE PURCHASER AGAINST FAILURE OF TITLE OR BREACH OF WARRANTY OR FRAUDULENT MISREPRESENTATIONS, AND THE DELIVERY OF A CERTIFICATE OF TITLE TO THE VENDEE: DEFINING TERMS, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 224 By Mr. Huggins

AN ACT AMENDING SECTION 35-1-7, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE STATE BOARD OF HEALTH, CONCERNING SECRETARY — QUALIFICATIONS AND SALARY, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

H. J. M. No. 1 was read the third time and placed on its final passage.

H. J. M. No. 1 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holmes, Snow, Tanner.

H. J. M. No. 1 was returned to the House.

H. B. No. 16 was read the third time and placed on its final passage.

On motion of Senator Parratt the bill was amended as follows:

Line 19, strike the word "hereby".

H. B. No. 16 then passed on the following roll call:

Yeas, 16; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Stevens, Stewart, Thornton, Mr. President.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Frischknecht, Holmes, Lamoreaux, Royle, Snow, Tanner.

H. B. No. 16 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 54 was read the second time.

Committee report read and adopted.

H. B. No. 54 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Holmes, Huggins, Thornton.

H. B. No. 56 was read the second time.

Committee report read and adopted.

H. B. No. 56 was placed on the Third Reading Calendar on the following roll call :

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Grover, Holbrook, Lindstrom, Thornton.

H. B. No. 17 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht the bill was amended as follows:

Page 1, line 2, change the word "impowered" to read "empowered".

H. B. No. 17 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Holbrook, Peterson, Snow.

H. J. R. No. 2 was read the second time.

Committee report read and adopted.

H. J. R. No. 2 failed to pass on the following roll call:

Yeas, 7; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Lamoreaux (expl. vote), Lindstrom, Lund, Peterson, Snow, Stewart, Thornton.

Those voting in the negative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Hopkin, Huggins, Nelson, Parratt, Royle, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Holmes.

H. J. R. No. 2 was returned to the House.

REPORT OF SPECIAL COMMITTEE

February 18, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place numerically at the foot of the second reading calendar:

H. B. Nos. 51 and 61.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

Senator Parratt moved that the rules be suspended and that we do now consider bills on the Second Reading Calendar.

Motion carried.

H. B. No. 51 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the bill was amended as follows:

Line 7, after the word "in" insert the words "necessary developing,".

H. B. No. 51 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Holmes, Lamoreaux, Lund, Stewart, Thornton.

H. B. No. 61 was read the second time.

Committee report read and adopted.

H. B. No. 61 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Grover, Holbrook, Lamoreaux, Lindstrom, Peterson, Thornton.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 11 was read the third time and placed on its final passage.

In compliance with a motion suspending the rules to the effect that *S. B. Nos. 44* and *45* be considered with *S. B. No. 11* said bills were read the second time.

Committee reports read and adopted.

CONSIDERATION OF S. B. No. 45

On motion of Senator Holbrook the bill was amended as follows:

Line 1, of the title and line 2, of the bill strike the figures "175,000" and insert "150,000" in lieu thereof.

On motion of Senator Lindstrom the Senate adjourned until tomorrow at 10:00 a. m.

FORTIETH DAY

MORNING SESSION

February 19, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

February 19, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the thirty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

J. W. THORNTON,
WENDELL PETERSON.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 16, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 194* by Mr. Stevens, Mr. Snow, and Mr. Farr, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 194 was ordered printed and referred to the Committee on Highways.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 205* by Mr. Nelson, was a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 205 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 210* by Mr. Huggins and Mr. Maw, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 210 was ordered printed and referred to the Committee on Judiciary.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 211* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 211 was ordered printed and referred to the Committee on Banking and Commerce.

February 17, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 212* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 212 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 17, 1937.

Mr. President:

Your Committee on Mining and Smelting to which was referred *S. B. No. 170* by Mrs. Lund, Mr. Lamoreaux, and Mr. Nelson, has carefully examined the some and begs leave to report the same out favorably, deleting all specific appropriations therein.

Respectfully,
WARWICK C. LAMOREAUX,
Chairman.

Report filed.

S. B. No. 170 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 118* by Mr. Thornton, report same out without recommendation.

Respectfully,
WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 118 was referred to the Sifting Committee.

February 18, 1937.

Mr. President:
Please find attached hereto *S. B. No. 189* in its rewritten form.

Respectfully,
IRA A. HUGGINS.

Report filed.

S. B. No. 189 was referred to the Committee on Revision and Enrolling.

February 18, 1937.

Mr. President:
Please find attached hereto *S. B. No. 215* in its rewritten form.

Respectfully,
L. E. NELSON.

Report filed.

S. B. No. 215 was referred to the Committee on Revision and Enrolling.

COMMUNICATIONS FROM THE HOUSE

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. R. No. 4* by Mr. Taylor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. R. No. 5,* by Mr. Taylor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in Senate amendments to *H. B. No. 11* by Mr. Selvin, and requests the Senate to recede from its amendments.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Stevens the Senate refused to recede from its position.

The President appointed a Conference Committee consisting of Senators Royle, Hopkin and Snow to act with a like Committee from the House to consider amendments to *H. B. No. 11.*

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 197,* by Mr. Moody, et al, entitled, "AN ACT PROVIDING FOR EXPENSES OF LEGISLATORS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 197 was read the first time.

Senator Huggins moved that the rules be suspended and that we do now consider *H. B. No. 197*.

Motion carried.

H. B. No. 197 was read the second time.

H. B. No. 197 failed to pass on the following roll call.

Yeas, 10; Nays, 13; Absent, 0.

Those voting in the affirmative were: Senators Griffin, Grover, Lamoreaux, Lindstrom, Lund, Peterson, Royle, Snow, Stewart, Thornton.

Those voting in the negative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Nelson, Parratt, Stevens, Tanner, Mr. President.

Senator Holmes gave notice that on the next legislative day he will move to reconsider the vote by which *H. B. No. 197* failed of passage.

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 1*, by Mr. Bonacci, entitled, "AN ACT AMENDING SECTIONS 42-1-61, 42-1-63, 42-1-64, 42-1-69, AND 42-1-70, REVISED STATUTES OF UTAH, 1933, RELATING TO WORKMAN'S COMPENSATION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 18, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 42*, by Mr. Stringham, entitled, "AN ACT AMENDING SECTION 19-13-11, REVISED STATUTES OF UTAH, 1933, RELATING TO OFFICIAL BONDS OF COUNTY AND PRECINCT OFFICERS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 42 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

INTRODUCTION OF BILLS

S. B. No. 225 By Mr. Snow

AN ACT AMENDING SECTION 80-10-59, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1933, PROVIDING FOR THE MANNER OF REDEMPTION OF PROPERTY SOLD FOR TAXES, THE TIME ALLOWED FOR REDEMPTION, AND THE PAYMENT OF REDEMPTION MONEY IN INSTALLMENTS BY ELIMINATING THEREFROM THE PROVISION ALLOWING AN EXTENSION IN THE PERIOD OF REDEMPTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 226 By Mr. Hopkin

AN ACT REPEALING CHAPTER 136, LAWS OF UTAH, 1935, CREATING THE GREAT BASIN AUTHORITY BOARD, was read the first time and referred to the committee on Revision and Enrolling.

S. B. No. 227 By Mr. Farr

AN ACT AMENDING SECTION 90-0-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 78, LAWS OF UTAH, 1933, RELATING TO THE GENERAL POWERS AND DUTIES OF THE BOARD OF SUPPLIES AND PURCHASE, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 228 By Mr. Huggins

AN ACT AMENDING ARTICLE 5, CHAPTER 43, LAWS OF UTAH, 1935, BY ADDING A NEW SECTION THERETO, TO BE KNOWN AS 113-a, RELATING TO UNFAIR COMPETITION AND UNLAWFUL PRACTICES OF BREWERS AND WHOLESALERS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 229 By Mr. Baker (By Request)

AN ACT TO CREATE A "BOARD OF BOILER INSPECTION"; DELEGATING THE APPOINTMENT OF SAID BOARD TO THE INDUSTRIAL COMMISSION; THE BOARD TO SERVE UNDER THE SUPERVISION OF THE INDUSTRIAL COMMISSION; SALARIES, CONDITIONS OF EMPLOYMENT AND QUALIFICATIONS OF BOILER INSPECTORS TO BE DETERMINED BY THE INDUSTRIAL COMMISSION; THOSE ENGAGED IN BOILER BUSINESS TO OBTAIN LICENSE; PAYMENT OF FEES FOR LICENSE TO TAX COMMISSION; THOSE ENGAGED IN BOILER BUSINESS TO REG-

ISTER EMPLOYEES; SAFETY OF EMPLOYEES; SETTING UP SPECIAL FUND; PENALTIES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 230 By Committee on Revenue and Taxation

AN ACT AMENDING SECTION 1, CHAPTER 84, LAWS OF UTAH, 1935, RELATING TO THE COLLECTION OF TAXES BY THE TAX COMMISSION AND A PROCEDURE TO PREVENT THE LOSS THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 231 By Committee on Revenue and Taxation

AN ACT TO PROVIDE FOR THE COLLECTION OF PROPERTY TAXES IN THE CASE OF WASTE OR DEPLETION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 232 By Mr. Griffin

AN ACT REPEALING SECTION 23, CHAPTER 22, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 74, LAWS OF UTAH, 1935, RELATING TO THE PURCHASE, CONSTRUCTION, IMPROVEMENT AND ENLARGMENT OF PUBLIC PROJECTS AND SERVICES, AND PROVIDING FOR THE DATE OF TERMINATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 233 By Mr. Huggins

AN ACT AMENDING SECTIONS 103 AND 104, CHAPTER 43, LAWS OF UTAH, 1935, PROVIDING FOR THE MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER AND TO LABELLING THE SAME, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 234 By Committee on Revenue and Taxation

AN ACT TO EXTEND THE PERIOD OF LIMITATIONS FOR THE COMMENCEMENT OF AN ACTION FOR A LIABILITY CREATED BY THE STATUTES OF THIS STATE, OTHER THAN FOR A PENALTY OR FORFEITURE, AND TO AMEND SECTION 104-2-26, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 235 By Mr. Frischknecht

AN ACT AMENDING SECTION 36-2-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 36, LAWS OF UTAH, 1935, RE-

LATING TO POWERS AND DUTIES OF THE STATE ROAD COMMISSION, AND REPEALING THOSE PROVISIONS OF SECTIONS 3-13-5, 3-13-6, 3-13-7, 3-13-8, 3-13-14, 3-13-15, 3-13-16, 3-13-22, 3–13–24, 3-13-25, 3-13-26, REVISED STATUTES OF UTAH, 1933, IN SO FAR AS THEY AFFECT OR RELATE TO THE INSPECTION AND REGULATION OF MEASURING DEVICES USED IN THE SALE OR DISTRIBUTION OF MOTOR FUELS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 236 By Mr. Maw

AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM MRS. JENNIE J. KEARNS THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 603 EAST SOUTH TEMPLE, SALT LAKE CITY, UTAH, TO BE USED AS A RESIDENCE FOR THE GOVERNOR; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES, was read the first time.

On motion of Senator Huggins the rules were suspended and *S. B. No. 236* was read the second and third times and placed on its final passage.

S. B. No. 236 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Lindstrom.

S. B. No. 236 was transmitted to the House.

Senator Nelson moved that action on *S. B. No. 55*, which is on special order, be deferred until after consideration of *S. B. No. 11*.

Motion carried.

UNFINISHED BUSINESS

S. B. No. 11 on final passage.

On motion of Senator Farr the bill was amended as follows:

Page 3, delete Section 7, and add the following:

"Section 7. No person in the classified civil service shall be a member of or a delegate or alternate to any political convention, serve as a member of any committee of any political party, take any active part in the management of any political campaign, solicit, collect or receive any assessment, subscription, contribution, or dues intended or used for any political purpose whatsoever, or be obliged to contribute to any political fund or render any political service whatsoever."

Page 4, line 19, delete the words "and shall be conducted in Salt Lake City."

Page 5, line 11, delete all material after the fourth word "paid", also all of lines 12 and 13 and insert the following: "from the funds of the Utah state road commission and the Utah state liquor commission. The money used from the Utah state road commission shall be used to defray the expenses of the Utah state police whose work pertains to the highways of the state of Utah. The money used from the Utah state liquor control commission shall be used to defray all other expenses incurred by the Utah state police department."

Line 15, after the word "appoint" insert "by and with the consent of the senate,".

Senator Farr moved to amend the bill as follows:

Line 27, delete all of section 12 and insert the following:

"Section 12. The commission shall:

(a) Classify positions to be held under state authority in accordance with the provisions of this act and in accordance with the duties attached to such positions. The commission shall grade all positions within each class with respect to salaries, to the end that like salaries shall be paid for like duties, and shall establish minimum and maximum salary limits for each grade in its classification of positions and shall provide by rule for advancement of salary within each grade on the basis of efficiency and length of service. Such classes and grades may from time to time be amended, added to, consolidated, or abolished by the commission, but persons holding positions under the original classification or grade shall not be affected thereby. Any appointing power authorized by law to fix the compensation of any employee or employees, subject to the provisions of this act, must so fix said compensation in accordance with the classification and salary schedule, herein provided, subject to the approval of the commission.

(b) Hold examinations to determine the merit, efficiency, and fitness of applicants for positions, and prepare properly classified eligible lists from applicants so examined. All questions for examination shall be prepared under the supervision of the commission or chief examiner and delivered to the examining board or to the candidates by one of the commissioners or chief examiner or by an examiner specially designated to perform such service.

(c) Enforce the provisions of this act and prescribe and enforce suitable rules and regulations for carrying the same into effect and from time to time amend or repeal the same.

(d) Keep minutes of its own proceedings and records of its examinations and other official actions.

(e) Establish records of individual efficiency of holders of positions in performing their duties in all offices and places of employment affected by this act. Such records shall be made by the appointing power, unless otherwise directed by the commission and under and in accordance with such rules and regulations as the commission may prescribe, and a copy of such records shall be filed with the commission. The commission shall

investigate all such efficiency records and may make its own records and shall rate upon such records the item of ascertained merit in examinations for promotion. The commission shall establish and enforce rules and regulations under which records of unsatisfactory service may lead to reductions in grade and compensation of the person holding the position concerned, and shall further provide for the manner in which persons falling below the standards of efficiency fixed by its rules and regulations may be removed from their positions by the commission proceeding substantially as provided in this act and with the same effect as in case of removals by the appointing power."

Page 6, insert the following under section 13:

"Section 13. Within two months after the commission is constituted it shall make all necessary rules for the classification of positions to be held under state authority as provided by this act.

"Section 14. Said appointing power shall notify the commission of any vacancy to be filled stating the duties of the position. The commission shall then certify to the appointing power the names and addresses of the three persons standing highest on the eligible list for the class or grade to which the position belongs, but in case there be less than three on such eligible list the commission shall certify the number thereon, and the appointing power shall fill the position by the appointment of one of the persons certified by the commission therefor. The term of eligibility shall be fixed for each eligible list at not less than one year. Appointments shall be made from the eligible list most nearly appropriate for the position to be filled and a new list shall be created for a stated position or a group of positions only when there is no appropriate list existing from which appointment may be made. No person shall be appointed under any title not appropriate to the duties to be performed and no person shall be assigned to perform the duties of any other position than that which he legally holds except by consent of the commission. All appointments shall be for a probationary period to be fixed by the commission but not to exceed six months. Unless such appointee shall have been dismissed within such probationary period by the appointing power for satisfactory reasons stated in writing and filed with the commission, his appointment shall become permanent, subject to the provisions of this act, as to removals, suspensions, and changes. Discharged probationers may, by unnanimous vote of the commission, be restored to the list of eligibles for certification to any position within their class other than the one from which they were rejected.

Section 15. The examinations shall be practical in their character and shall relate to those matters which will fairly test the relative capacity and fitness of the persons examined to discharge the duties of the positions they seek. The commission may refuse to examine, or after examination to certify as eligible, anyone who is found to lack any of the established preliminary requirements for the examination or position for which he applies, or who is physically so disabled as to be rendered unfit to perform the duties of the position to which he seeks appointment, or who is addicted to the habitual use of intoxicating beverages to excess, or who has been guilty of a crime or of infamous or nortoriously disgraceful conduct, or who has been dismissed from the public service for delinquency or misconduct, or who has intentionally made a false statement of any material facts, or practiced, or attempted to practice any deception or fraud in his application, in his examination, or in securing his eligibility.

Section 16. Any person appointed to a position under the provisions of this act who has secured his place on the eligible list through fraud shall be removed by the commission from his position and shall not thereafter be eligible for examination for any position under the provisions of this act except by unanimous permission of the commission.

Section 17. Vacancies in positions shall be filled, so far as practicable, by promotion from among persons holding positions in a lower grade of the department, office, or institution in which the vacancy exists. Promotion shall be based upon merit and competition and upon the superior qualifications of the person promoted as shown by his records of efficiency. For the purpose of this section an increase in the salary or other compensation of any person holding an office or position within the scope of the rules and regulations in force hereunder beyond the limit fixed for the grade in which such office and position is classified shall be deemed a promotion. The commission may authorize the transfer of any person legally holding a position to a similar position in the same class or grade, and may provide for the reinstatement within one year of persons separated from positions without fault or delinquency on their part if within that time there is need for their services. No promotion, transfer, or reinstatement shall be made from a position in one class to a position in another class, or shall a person be transferred to or reinstated in a position for original entrance to which there is required by this act or the rules and regulations thereunder an examination involving essential tests or qualifications different from or higher than those required for original entrance to the position held by such person.

Section 18. The tenure of every person holding a position under the provisions of this act shall be during good behavior, but any such person may be removed, demoted, suspended without pay or with reduced pay, transferred to another position in the same class, reprimanded, or restored to his position with such pay as may be equitable under a procedure in conformity with the provisions of this section which shall be set up by the commission in its rules and regulations for any of the following causes: incompetency, inefficiency, insubordination, dishonesty, intemperance, immorality, profanity, discourteous treatment of the public or other employees, improper political activity, wilful disobedience, violation of the provisions of this act or of the rules and regulations of the commission, or for any other failure of good behavior, or any other act or acts which are incompatible with or inimicable to the public service.

Section 19. No recommendation, question or inquiry under the authority of this act shall relate to the political or religious opinions or affiliations of any person, and no appointment or change in or removal from any position under the provisions of this act shall be in any manner affected or influenced by such opinions or affiliations.

Section 20. Any person wilfully violating any of the provisions of this act shall be guilty of a misdemeanor.

Senator Grover with the aid of four Senators requested a roll call on the motion.

Senator Stewart with the aid of four Senators requested a call of the Senate.

On motion of Senator Stewart the call of the Senate was lifted.

The motion carried on the following roll call:

Yeas, 15; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Baker, Farr, Grover, Holmes, Hopkin, Huggins (expl. vote), Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Frischknecht, Griffin, Peterson, Snow, Stevens, Stewart.

Absent and not voting: Senator Holbrook.

On motion of Senator Snow the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

FURTHER CONSIDERATION OF S. B. No. 11

On motion of Senator Farr the bill was amended as follows:

Page 5, line 22, after the word "removal" delete the balance of line 22, all of lines 23, 24, 25 and 26 and insert the following:

"No person holding any other paid political position in the state of Utah shall be eligible to appointment or competent to hold the position of commissioner under this act. Each member of the commission shall receive as compensation for his services $15 per day while actually engaged in the duties of his office and his actual and necessary traveling expenses incurred in the performance of his duties as a commissioner. One of said commissioners shall be designated by the governor to act as president and executive member of the commission. The votes of two commissioners shall be required to make any action of the commission effective."

Page 6, line 8, strike the figures "14" and insert "21".

Line 12, strike the figures "15" and insert "22".

Line 14, strike the figures "16" and insert "23".

On motion of Senator Holbrook the bill was amended as follows:

Page 2, line 2, strike the last word.

Line 3, strike the first three words.

Page 5, strike the amendment made to Section 10 and on line 11

after the word "paid" insert the words "from funds appropriated for that purpose" and strike the balance of the paragraph.

Senator Maw with the aid of four Senators requested a call of the Senate.

On motion of Senator Maw the call of the Senate was lifted.

S. B. No. 11 failed to pass on the following roll call:

Yeas, 10; Nays, 13; Absent, 0.

Those voting in the affirmative were: Senators Farr, Grover, Holbrook (expl. vote), Holmes, Lamoreaux, Lund, Nelson, Parratt, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Frischknecht, Griffin, Hopkin, Huggins, Lindstrom, Peterson, Royle, Snow, Stevens, Stewart, Tanner.

On motion of Senator Holbrook the enacting clause was stricken on *S. B. Nos. 44, 45* and *46*.

SPECIAL ORDER

S. B. No. 55 was read the second time.

Committee report read and adopted.

Senator Nelson moved to amend the bill as follows:

Page 9, line 26 strike the balance of the page and lines 1 to 21 inclusive on Page 10 and insert in lieu thereof the following:

"A"	3000 pounds or less	$ 10.00
	3001 pounds and not over 4000 pounds	20.00
	4001 pounds and not over 5000 pounds	30.00
"B"	5001 pounds and not over 6000 pounds	40.00
	6001 pounds and not over 7000 pounds	50.00
	7001 pounds and not over 8000 pounds	60.00
"C"	8001 pounds and not over 9000 pounds	70.00
	9001 pounds and not over 10000 pounds	80.00
	10001 pounds and not over 11000 pounds	90.00
"D"	11001 pounds and not over 12000 pounds	100.00
	12001 pounds and not over 13000 pounds	120.00
"E"	13001 pounds and not over 14000 pounds	140.00
	14001 pounds and not over 15000 pounds	160.00
"F"	15001 pounds and not over 16000 pounds	180.00
	16001 pounds and not over 17000 pounds	200.00

	17001 pounds and not over 18000 pounds	220.00
	18001 pounds and not over 19000 pounds	240.00
	19001 pounds and not over 20000 pounds	260.00
"G"	20001 pounds and not over 21000 pounds	280.00
	21001 pounds and not over 22000 pounds	300.00
	22001 pounds and not over 23000 pounds	330.00
	23001 pounds and not over 24000 pounds	360.00
	24001 pounds and over	390.00

Senator Stevens moved to amend the amendment as follows:

Page 9, line 26 strike the balance of the page and lines 1 to 21 inclusive on Page 10 and insert in lieu thereof the following:

"A"	3000 pounds or less	$ 10.00
	3001 pounds and not over 4000 pounds	20.00
	4001 pounds and not over 5000 pounds	30.00
"B"	5001 pounds and not over 6000 pounds	40.00
	6001 pounds and not over 7000 pounds	50.00
	7001 pounds and not over 8000 pounds	60.00
"C"	8001 pounds and not over 9000 pounds	75.00
	9001 pounds and not over 10000 pounds	100.00
	10001 pounds and not over 11000 pounds	125.00
"D"	11001 pounds and not over 12000 pounds	150.00
	12001 pounds and not over 13000 pounds	175.00
"E"	13001 pounds and not over 14000 pounds	200.00
	14001 pounds and not over 15000 pounds	225.00
"F"	15001 pounds and not over 16000 pounds	250.00
	16001 pounds and not over 17000 pounds	275.00
	17001 pounds and not over 18000 pounds	300.00
	18001 pounds and not over 19000 pounds	325.00
	19001 pounds and not over 20000 pounds	350.00
"G"	20001 pounds and not over 21000 pounds	375.00
	21001 pounds and not over 22000 pounds	400.00
	22001 pounds and not over 23000 pounds	425.00
	23001 pounds and not over 24000 pounds	450.00
	24001 pounds and not over 25000 pounds	475.00

	25000 pounds and over	500.00
	2. On trailers the actual weight of which is:	
"A"	2000 pounds and not over 3000 pounds	$ 35.00
	3001 pounds and not over 4000 pounds	70.00
	4001 pounds and not over 5000 pounds	105.00
"B"	5001 pounds and not over 6000 pounds	140.00
	6001 pounds and not over 7000 pounds	175.00
	7001 pounds and not over 8000 pounds	210.00
"C"	8001 pounds and not over 9000 pounds	245.00
	9001 pounds and not over 10000 pounds	280.00
	10001 pounds and not over 11000 pounds	315.00
"D"	11001 pounds and not over 12000 pounds	350.00
	12001 pounds and not over 13000 pounds	385.00
"E"	13001 pounds and not over 14000 pounds	420.00
	14001 pounds and not over 15000 pounds	455.00
"F"	15001 pounds and over	490.00

Senator Nelson with the aid of four Senators requested a roll call on the motion to amend.

The motion to amend was lost on the following roll call:

Yeas, 8; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Stevens, Thornton.

Those voting in the negative were: Senators Grover, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Hopkin, Lindstrom.

Senator Nelson's original motion was carried on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr, Frischknecht, Griffin.

Absent and not voting: Senators Hopkin, Lindstrom.

INTRODUCTION OF BILLS

S. B. No. 237 By Mr. Farr

AN ACT PROVIDING FOR A TOURIST LICENSE TO FISH IN THE STATE OF UTAH, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 238 By Mr. Holbrook

AN ACT AMENDING SECTIONS 19-13-2, 19-13-11, 19-13-14, 19-13-19, 19-16-10, 19-16-15, 19-18-22, AND 19-18-23, REVISED STATUTES OF UTAH, 1933, RELATING TO THE OFFICERS OF A COUNTY AND ELIMINATING THE OFFICE OF COUNTY ASSESSOR AND REPEALING SECTION 19-14-1, REVISED STATUTES OF UTAH, 1933, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 239 By Mr. Holbrook

AN ACT AMENDING SECTION 103-26-65, REVISED STATUTES OF UTAH, 1933, PROVIDING A PENALTY FOR REFUSAL TO GIVE OR GIVING FALSE INFORMATION TO ASSESSOR, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 240 By Mr. Holbrook

AN ACT AMENDING SECTIONS 80-3-1, 80-5-30, 80-5-31, 80-5-33, AND 80-5-52, REVISED STATUTES OF UTAH, 1933, AND AMENDING SECTION 80-5-41 AND SECTION 80-5-42, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 59, LAWS OF UTAH, 1933, PROVIDING THAT ALL PROPERTY SUBJECT TO TAXATION SHALL BE ASSESSED BY THE STATE TAX COMMISSION AND PRESCRIBING THE POWERS, DUTIES AND LIABILITIES OF THE STATE TAX COMMISSION RELATIVE THERETO, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 241 By Mr. Lamoreaux

AN ACT REPEALING CHAPTER 2, TITLE 82, REVISED STATUTES OF UTAH, 1933, AND ENACTING A NEW CHAPTER TO BE KNOWN AS CHAPTER 2, TITLE 82, REVISED STATUTES OF UTAH, 1933, RELATING TO REAL ESTATE; DEFINING REAL ESTATE BROKERS AND SALESMEN; PROVIDING FOR THE REGULATION, SUPERVISION AND LICENSING THEREOF; CREATING A STATE REAL ESTATE DEPARTMENT UNDER THE SUPERVISION AND DIRECTION OF THE STATE SECURITIES COMMISSIONER; AND PROVIDING FOR THE ENFORCEMENT OF SAID ACT AND THE PENALTIES FOR THE VIOLATION THEREOF, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 242 By Mr. Lamoreaux

AN ACT REPEALING CHAPTER 1, TITLE 82, REVISED STATUTES OF UTAH, 1933, AND ENACTING A NEW CHAPTER TO BE KNOWN AS CHAPTER 1, TITLE 82, REVISED STATUTES OF UTAH, 1933, RELATING TO SECURITIES: PREVENTING FRAUDS IN THE SALE AND DISPOSITION OF SECURITIES, CREATING A STATE SECURITIES COMMISSIONER, DEFINING TERMS AND OFFENSES, PRESCRIBING PENALTIES AND FEES, PROVIDING FOR REGISTRATION AND REVOCATION OF ORDERS AND REGISTRATIONS, LICENSING OF DEALERS, SALESMEN AND AGENTS, AND THE SUSPENSION AND REVOCATION THEREOF, PROVIDING FOR PROCEDURE, SUFFICIENCY OF EVIDENCE, ORDER OF THE COMMISSIONER RELATING TO ESCROWS AND APPEALS FROM ORDERS AND ACTIONS OF THE COMMISSIONER, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 243 By Mr. Holbrook

AN ACT AMENDING SECTION 42-3-8, REVISED STATUTES OF UTAH, 1933, RELATING TO STATISTICAL STATEMENTS DUE THE ASSESSOR AND HIS DUTY TO RETURN SUCH STATEMENTS TO THE INDUSTRIAL COMMISSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 244 By Mr. Holbrook

AN ACT AMENDING SECTION 25-7-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE BOARD OF COUNTY CANVASSERS AND ITS COMPOSITION, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 245 By Mrs. Lund

AN ACT TO REGULATE AND LICENSE OUTDOOR ADVERTISING; TO PROVIDE FOR THE ADMINISTRATION OF THIS ACT BY THE STATE TAX COMMISSION; TO PROVIDE FOR THE DISPOSITION OF FEES AND PENALTIES COLLECTED HEREUNDER; AND REPEALING SECTION 36-1-27 REVISED STATUTES OF UTAH, 1933, AND ALL OTHER ACTS OR PARTS OF ACTS IN CONFLICT WITH THE PROVISIONS OF THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 246 By Mrs. Stewart (By Request)

AN ACT TO AMEND SECTION 15-9-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE NUMBER AND BOUNDARIES OF MUNICIPAL WARDS OF CITIES IN FIRST AND SECOND CLASS, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 247 By Mr. Holbrook

AN ACT MAKING APPROPRIATION FOR THE PURCHASE OF A SUITABLE SITE FOR THE BUILDING OF A NEW STATE PRISON, RELATING TO DISPOSITION OF PRESENT PRISON SITE, AND AUTHORIZING ERECTION OF PRISON STRUCTURES, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 248 By Mr. Thornton, et al.

AN ACT PERMITTING THE BOARD OF COUNTY COMMISSIONERS OF EACH COUNTY IN THE STATE HAVING MORE THAN ONE REPRESENTATIVE IN THE HOUSE OF REPRESENTATIVES OF THE STATE LEGISLATURE TO DIVIDE THE COUNTY INTO REPRESENTATIVE DISTRICTS AND TO NUMBER THE SAME, AND PROVIDING THAT THE LAWS RELATING TO NOMINATIONS AND ELECTIONS SHALL APPLY TO THE NEW DISTRICTS IN LIKE MANNER AS THEY DO TO THE OLD, was read the first time and referred to the Committee on Revision and Enrolling.

S. B. No. 249 By Mr. Holmes

AN ACT TO ESTABLISH AN UNPAID COMMISSION TO FACILITATE THE COOPERATION OF THIS STATE WITH OTHER UNITS OF GOVERNMENT, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 11 By Mr. Snow

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 16 OF ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO DURATION AND RECESS OF THE LEGISLATIVE SESSION, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 12 By Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 2 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH, AS AMENDED BY THE GENERAL ELECTION IN 1930 AND AS AMENDED BY THE GENERAL ELECTION IN 1936, RELATING TO ASSESSMENT AND TAXATION OF TANGIBLE AND INTANGIBLE PROPERTY, INCOME TAX AND OTHER FORMS OF TAXATION, AND TO ELIMINATE THE TAX ON TANGIBLE PROPERTY FOR ALL STATE PURPOSES, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 13 By Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 10 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO TAXATION OF PROPERTY WHERE SITUATED, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 14 By Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 9 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH, PROVIDING THAT STATE EXPENDITURES BE KEPT WITHIN REVENUES, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 15 By Mr. Holmes

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 7 OF ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH, REGARDING RATE OF TAXATION, PURPOSE AND DISTRIBUTION, was read the first time and referred to the Committee on Revision and Enrolling.

S. J. R. No. 16 By Mrs. Lund

A JOINT RESOLUTION RELATING TO THE ERECTION OF A MEMORIAL ON FORT DOUGLAS MILITARY RESERVATION COMMEMORATING THE ENTRANCE OF THE MORMON PIONEERS OF 1847 INTO SALT LAKE VALLEY, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Stewart the Senate adjourned.

FORTY-FIRST DAY

MORNING SESSION

February 20, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Stewart and Tanner, excused.

Prayer by the Chaplain.

February 20, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fortieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

J. W. THORNTON,
WENDELL PETERSON.

Report adopted and filed.

The President appointed Senators Farr and Tanner to read the Journal for the week beginning February 22, 1937.

REPORT OF SPECIAL COMMITTEE

February 19, 1937.

Mr. President:

Your Sifting Committee reports out *S. B. No. 122* and recommends that it be referred to the Appropriations and Claims committee for its action.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 122 was referred to the Committee on Appropriations and Claims.

REPORTS OF STANDING COMMITTEES

February 18, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. C. M. No. 1* by Mr. Hopkin, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO TRANSFER FROM WASHINGTON, D. C., TO A LOCATION IN THE WESTERN STATES, PREFERABLY SALT LAKE CITY, THE HEADQUARTERS OF THOSE GOVERNMENT AGENCIES WHICH DEAL EXCLUSIVELY WITH WESTERN MATTERS, ESPECIALLY THE FOREST SERVICE, THE BUREAU OF MINES, THE GENERAL LAND OFFICE, THE GRAZING BUREAU, AND THE RECLAMATION BUREAU," examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. C. M. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 18, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 39* by Mr. Grover, "AN ACT AMENDING SECTION 56-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO MOSQUITO ABATEMENT DISTRICTS," examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 39 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 18, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 38* by Mrs. Lund, "AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE SONG," examined by this Committee and a like Committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 38 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 189* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 189 was ordered printed and referred to the Committee on Judiciary.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 213* by Mr. Hopkin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 213 was ordered printed and referred to the Committee on Agriculture and Irrigation.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 214* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 214 was ordered printed and referred to the Committee on Appropriations and Claims.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 215* by Mr. Nelson, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 215 was ordered printed and referred to the Committee on Judiciary.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 216* by Mr. Snow, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 216 was ordered printed and referred to the Committee on Appropriations and Claims.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 217* by Mr. Lamoreaux, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 217 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 218* by Mr. Grover, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 218 was ordered printed and referred to the Committee on Public Institutions.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 219* by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 219 was ordered printed and referred to the Committee on Highways.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 220* by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 220 was ordered printed and referred to the Committee on Highways.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 221* by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 221 was ordered printed and referred to the Committee on Highways.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 222* by Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 222 was ordered printed and referred to the Committee on Revenue and Taxation.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 223* by Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 223 was ordered printed and referred to the Committee on Revenue and Taxation.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 224* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 224 was ordered printed and referred to the Committee on Health and Labor.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 225* by Mr. Snow, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 225 was ordered printed and referred to the Committee on Revenue and Taxation.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 226* by Mr. Hopkin, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 226 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 227* by Mr. Farr, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 227 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 229* by Mr. Baker, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 229 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 19, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred

S. B .No. 175, by Mr. Lindstrom, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 175 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 204,* by Mr. Nelson, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 204 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 203,* by Mr. Nelson, begs leave to report this bill out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 203 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. C. M. No. 3,* by Mr. Holmes, hereby report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. C. M. No. 3 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. C. R. No. 2,* by Mr. Lamoreaux, hereby report the same out unfavorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. C. R. No. 2 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 187*, by Mr. Huggins, hereby report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 187 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 188*, by Mr. Huggins, hereby report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 188 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *S. B. No. 207*, by Mr. Holbrook, hereby report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 207 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judicary, to which was referred *S. B. No. 112*, by Mr. Farr, hereby report the same out without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 112 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

We, your Committee on Judiciary to which was referred *S. B. No. 59*, by Mr. Maw, hereby report the same out unfavorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 59 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 184* by Mr. Holbrook, report same out without recommendation.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 184 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 160* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 160 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 146* by Mr. Nelson and Mr. Lamoreaux, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 146 was referred to the Sifting Committee.

February 19, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 192* by Mr. Holbrook, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 192 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

February 19, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 236*, by Mr. Maw, entitled, "AN ACT EMPOW-

ERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM MRS. JENNIE J. KEARNS THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 603 EAST SOUTH TEMPLE, SALT LAKE CITY, UTAH, TO BE USED AS A RESIDENCE FOR THE GOVERNOR; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 236 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 19, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Pett, Mr Poulson and Mr. Winder, to act with a like committee from the Senate to consider *H. B. No. 11,* by Mr. Selvin.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 19, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 47,* by Mr. Farr, Mr. Holmes and Mr. Stevens, entitled, "AN ACT AMENDING SECTION 30-0-20, OF REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME, AND FIXING NONRESIDENT LICENSE FEES TO HUNT DEER," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 47 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

February 19, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 32,* by Mr. Calder, entitled, "AN ACT CLASSIFYING THE ROADS OF THE STATE; PROVIDING FOR THE TRANSFER OF COUNTY ROADS TO THE

STATE ROAD SYSTEM; AUTHORIZING THE STATE ROAD COMMISSION TO COOPERATE WITH COUNTIES IN CONSTRUCTION AND MAINTENANCE THEREOF; AUTHORIZING THE STATE ROAD COMMISSION TO COOPERATE WITH CITIES AND TOWN IN THE CONSTRUCTION AND MAINTENANCE OF CITY ROADS AND STREETS AND AUTHORIZING THE STATE ROAD COMMISSION TO CHANGE THE CLASSIFICATION OF ANY ROAD," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 32 was read the first time and referred to Committee on Highways.

COMMUNICATION FROM THE GOVERNOR

February 19, 1937.

TO THE SENATE:

I am transmitting herewith the original and a copy of a petition asking for a grant of $2500 to be expended in procuring a suitable design and the formulation of tentative plans for the erection of a monument to the first company of permanent settlers in this valley, who arrived in July, 1847. The petition is addressed to the Legislature and to the Governnor and is signed by the presidents of four organizations devoted to historical research and to the commemoration of the achievements of the Utah pioneers. One of these organizations, the Utah State Historical Society, has long been a recognized state agency, while the others have closely cooperated with the executive and legislative departments.

It is greatly to be desired that fitting honor be paid to the memory of those who laid the foundation for modern civilization in the vast interior area on the sunset side of the Rocky Mountains. Whether this should be undertaken at the present time, or on the scale suggested in the petition, and how best to accomplish the commendable ideals of the members of the signatory associations and of the vast number of Utah citizens who agree with them—these are questions which properly come within the jurisdiction of the Legislature. It will be noted that the immediate expenditures suggested by the petitioners involve only a modest sum. At the same time we may not lose sight of the implication that the State will be called upon to assist materially in the construction of the proposed memorial in case it is undertaken.

However, I have been assured by representatives of the petitioners that the State will not be asked to contribute more than one-half of the total cost, the other one-half to be procured by petitioners through contributions from other sources, under plans already formulated.

I have no doubt the Legislature will agree with me that the problem involves study too prolonged and issues too important for satisfactory solution during the closing days of the present session. I, therefore, invite your favorable consideration of the proposal that a committee be

appointed to investigate the proposition and report to the Twenty-third Legislature.

It is my suggestion that such appropriation as is decided upon be made to the Utah State Historical Society to be expended for the purposes mentioned in the petition.

Very respectfully,

HENRY H. BLOOD,
Governor.

Communication filed.

Petition referred to the Committee on Appropriations and Claims.

REPORT OF STANDING COMMITTEE

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling, together with a like committee from the House, to which has been referred *S. B. No. 236*, by Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM MRS. JENNIE J. KEARNS THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 603 EAST SOUTH TEMPLE, SALT LAKE CITY, UTAH, TO BE USED AS A RESIDENCE FOR THE GOVERNOR; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES," has examined same and compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 236 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Upon unanimous consent of the Senate *S. B. Nos. 54, 165* and *166* were withdrawn.

Senator Holmes moved to reconsider the vote by which *H. B. No. 197* failed of passage.

Senator Holmes with the aid of four Senators requested a roll call on the motion.

The motion carried on the following roll call:

Yeas, 12; Nays, 8; Absent, 3.

Those voting in the affirmative were: Senators Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson (expl. vote), Peterson, Royle, Thornton.

Those voting in the negative were: Senators Baker, Billings, Frischknecht, Holbrook, Huggins, Parratt, Stevens, Mr. President.

Absent and not voting: Senators Snow, Stewart, Tanner.

RECONSIDERATION OF H. B. No. 197

On motion of Senator Royle *H. B. No. 197* was tabled.

On motion of Senator Parratt the President appointed a committee consisting of Senators Parratt, Griffin and Billings to draft a resolution expressing our appreciation for the gift to the State of Utah by Mrs. Jennie J. Kearns.

UNFINISHED BUSINESS

S. B. No. 55 on second reading.

On motion of Senator Nelson the bill was amended as follows:

Page 11, line 7, strike all of Section 133 and 134 and in lieu thereof insert the following:

Section 133. In addition to the registration fees imposed upon motor vehicles by Section 132 of this act there shall be assessed and collected upon every motor vehicle, trailer or semitrailer ( ) *as follows:*

For each such vehicle propelled by motor, engine or other device using fuel other than motor fuel as that term is defined in chapter 12, title 57, Revised Statutes of Utah, 1933, *as amended,* a mileage tax of one ( ) cent( ) per operating mile ( ). *Under rules and regulations to be promulgated by the commission, said tax shall be reported and paid.* ( )

It shall be unlawful for any person to operate, or cause to be operated, any vehicle the actual weight of which is in excess of the actual weight for which such vehicle is registered.

The registration of any motor vehicle, trailer or semi-trailer which is prohibited from operating upon the highways of this state by the provisions of sections 36-1-29 or 36-1-31, Revised Statutes of Utah, 1933, as amended by chapters 8 and 9, Laws of Utah, 1933, Second Special Session, shall not be construed as permission or license to operate such motor vehicle, trailer or semitrailer upon the highways of this state.

On motion of Senator Holbrook the bill was amended as follows:

Page 12 in Section 135, strike the word "July", appearing twice, and insert "September".

Line 7 of Section 135, strike the last two words, also strike lines 8, 9, 10, 11, 12 and 13, and on line 14 strike the first three words.

On motion of Senator Frischknecht the rules were suspended to the extent that amendments can be made to Section 132.

On motion of Senator Frischknecht the bill was amended as follows:

Page 9, line 26, strike the figures "10" and insert "7.50".

Line 27, strike the figures "20" and insert "15".

On motion of Senator Holbrook the bill was amended as follows:

Page 9, line 28, strike the figures "30" and insert "25".

Line 29, strike the figures "40" and insert "35".

On motion of Senator Grover the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senator Tanner, excused.

FURTHER CONSIDERATION OF S. B. No. 55

S. B. No. 55 on second reading.

On motion of Senator Holbrook the bill was amended as follows:

Page 14, strike lines 27 to 33 inclusive.

Page 15, strike lines 1 and 2.

On motion of Senator Hopkin the rules were suspended to the extent of amending the rates on trailers.

On motion of Senator Lindstrom *S. B. No. 55* was made a special order of business for Tuesday, February 23, 1937 at 10:30 a. m.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 56 was read the third time and placed on its final passage.

S. B. No. 56 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Grover, Holbrook, Peterson, Snow, Tanner.

S. B. No. 56 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 18 was read the second time.

Committee report read and adopted.

S. B. No. 18 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 6; Absent, 4.

Those voting in the affirmative were: Senators Baker (expl. vote), Billings, Farr, Grover, Hopkin, Huggins, Lamoreaux (expl. vote), Lindstrom, Nelson, Parratt, Royle, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Griffin (expl. vote), Holbrook (expl. vote), Lund, Stevens, Stewart.

Absent and not voting: Senators Holmes, Peterson, Snow, Tanner.

COMMUNICATIONS FROM THE HOUSE

February 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. C. M. No. 1,* by Mr. Hopkin, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO TRANSFER FROM WASHINGTON, D. C., TO A LOCATION IN THE WESTERN STATES, PREFERABLY SALT LAKE CITY, THE HEADQUARTERS OF THOSE GOVERNMENT AGENCIES WHICH DEAL EXCLUSIVELY WITH WESTERN MATTERS, ESPECIALLY THE FOREST SERVICE, THE BUREAU OF MINES, THE GENERAL LAND OFFICE, THE GRAZING BUREAU, AND THE RECLAMATION BUREAU," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. C. M. No. 1 was transmitted to the Governor.

February 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 38,* by Mrs. Lund, entitled, "AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE SONG," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 38 was transmitted to the Governor.

February 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 39,*

by Mr. Grover, entitled, "AN ACT AMENDING SECTION 56-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO MOSQUITO ABATEMENT DISTRICTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 39 was transmitted to the Governor.

February 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 236*, by Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM MRS. JENNIE J. KEARNS THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 603 EAST SOUTH TEMPLE, SALT LAKE CITY, UTAH, TO BE USED AS A RESIDENCE FOR THE GOVERNOR; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 236 was transmitted to the Governor.

On motion of Senator Parratt the rules were suspended and *S. B. No. 171* was recalled from the Committee on State and Municipal Affairs and referred to the Sifting Committee.

REPORT OF SPECIAL COMMITTEE

February 20, 1937.

Mr. President:

Your Sifting Committee reports the following bills be added to the second reading calendar in the order named:

S. B. Nos. 52 and 8.

S. J. M. No. 1.

S. B. Nos. 119, 63, 93, 171, 185, 106, 151, 153 and 69.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 52 was read the second time.

Committee report read and adopted.

S. B. No. 52 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Snow, Thornton.

S. B. No. 8 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 2, line 1, strike the first word "or" and insert the word "and", also strike the word "of" and insert "or".

Line 3, after the word "lawyer" strike the word "or" and insert the word "and".

Page 5, line 13, change the word "advise" to read "advice".

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 28, after the word "attorney" insert the words "and no others".

On motion of Senator Baker the bill was amended as follows:

Page 4, strike lines 14 to 26 inclusive.

On motion of Senator Huggins the bill was amended as follows:

Page 4, after line 13, insert a new section as follows:

"87-8-4. The district attorney shall, when it does not conflict with other official duties, attend to all legal business required of him in his district by the attorney-general without charge, when the interests of the state are involved. All the duties and powers of public prosecutor shall be assumed and discharged by the district attorney, except in cases of prosecutions for misdemeanors and preliminary examinations before justices of the peace, but the district attorney may, *under the control and supervision of the attorney general* whenever ( ) *the attorney general* deems it necessary, appear and prosecute for misdemeanors, and in preliminary examinations before justices of the peace and other magistrates."

S. B. No. 8 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Farr, Griffin, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

S. J. M. No. 1 was read the second time.

Committee report read and adopted.

S. J. M. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

S. B. No. 119 was read the second time.

Committee report read and adopted.

S. B. No. 119 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Royle, Snow, Thornton.

S. B. No. 63 was referred back to the Sifting Committee.

S. B. No. 93 was read the second time.

Committee report read and adopted.

S. B. No. 93 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Royle, Snow, Thornton.

S. B. No. 171 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the bill was amended as follows:

Between lines 13 and 14 insert a new section to read as follows:

"Section 2. Anyone violating the provisions of this act shall be guilty of a misdemeanor." and change the numbers of the ensuing sections accordingly.

On motion of Senator Nelson the bill was amended as follows:

Line 8, after the word "operating" insert the words "within the State of Utah".

S. B. No. 171 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Farr, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

On motion of Senator Parratt *S. B. No. 185* was referred back to the Sifting Committee.

S. B. No. 106 was read the second time.

Committee report read and adopted.

S. B. No. 106 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

S. B. No. 151 was read the second time.

Committee report read and adopted.

S. B. No. 151 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

S. B. No. 153 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 3, after the word "board" insert a comma and strike the next words, "who shall be ex-officio chief fire warden."

Line 10, after the word "warden" insert "who may be designated by the governor."

Page 2, line 21, strike the period, insert a comma and strike the balance of the line.

Strike line 22 up to and including the word "given" preceding the word "by", insert the word "and" also strike the word "same" and insert "said notice." Strike the word "at" at the end of the line.

Line 23, strike the first two words and insert the word "each". After the word "office" insert the words "located in the district." After the word "seat" strike the comma and insert a period and strike the balance of the sentence.

Line 27, after the last word insert the following: ", county commissioners, city commissioners or town boards".

Line 29, place a period after the second word and strike the balance of the paragraph.

Page 3, line 1, strike the third word and also the words "or the existence".

Line 5, strike the words "or the owner of the land having knowledge of such fire."

Line 9, strike the words "said owner of said land or the ".

Line 16, strike the word "or" and insert the word "and".

Line 19, strike the words "or wilfully".

Lines 20, 27, and 30, strike the word "or" and after the word "crops" insert "or other property".

Line 31, strike the words "is guilty of a misdemeanor and".

Line 32, after the first appearing word "or" insert the word "not".

Page 4, line 6, strike the word "that" and capitalize the first letter in the word "the", and after the word "period" strike the balance of the line.

Line 7, strike the word "is" and insert the words "to be". After the word "designate" insert the word "as". Strike the last word "the" and insert "shall", also strike the period after the word "districts".

Strike lines 8 and 9 and insert "be determined and established by the chief fire warden".

Line 11, after the word "fire" insert "any inflammable material on". Place a comma after the word "grain".

Line 29, strike the words "use or" and after the next appearing word "use" insert "by the public".

Line 30, strike the words "use or".

Line 32, strike the words "the governor on recommendation of". Capitalize the first letter in the word "the".

Page 5, line 1, strike the words "by proclamation" and insert "upon approval by the board to".

Line 2, after the word "areas" insert "by the public".

Line 5, preceding the word "the" change the period to a comma and insert the words "or any legitimate use thereof by the owner or lessor of said lands." Also strike the words "said proclamation" and insert the word "order".

Line 6, after the word "entry" insert "by other than the owners or lessors thereof". Strike the word "proclamation" and insert the word "order".

Line 7, after the word "and" insert the words "if deemed advisable to allow entry to said lands by others than the owners or lessors thereof,".

Line 8, strike the last four words.

Line 9, strike the word "proclamation" and insert the word "order".

Line 10, strike the words "if permit is necessary".

S. B. No. 153 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 1; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart.

Voting in the negative: Senator Tanner (expl. vote).

Absent and not voting: Senators Billings, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, Thornton, Mr. President.

S. B. No. 69 was read the second time.

Committee report read and adopted.

On motion of Senator Lindstrom the Senate adjourned.

FORTY-THIRD DAY

February 22, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present, except Senators Billings, Griffin, Holbrook, Lamoreaux, Lindstrom, Peterson, Snow, and Thornton, excused.

Prayer by the Chaplain.

February 22, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the forty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

J. W. THORNTON,
WENDELL PETERSON.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 230* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 230 was ordered printed and referred to the Committee on Revenue and Taxation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 231* by Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 231 was ordered printed and referred to the Committee on Revenue and Taxation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 232* by Mr. Griffin, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 232 was ordered printed and referred to the Committee on Social Relations and Relief.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 234* by the Committee on Revenue and Taxation, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 234 was ordered printed and referred to the Committee on Judiciary.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 235* by Mr. Frischknecht, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 235 was ordered printed and referred to the Committee on Highways.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 237* by Mr. Farr, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 237 was ordered printed and referred to the Committee on Judiciary.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 238* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 238 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 239* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 239 was ordered printed and referred to the Committee on Judiciary.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 240* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 240 was ordered printed and referred to the Committee on Revenue and Taxation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 241* by Mr. Lamoreaux.

Since the bill, in almost identical form, has been printed as *H. B. No. 221*, we recommend the Senate bill be printed by designation and title only.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 241 was ordered printed by title only and referred to the Committee on Agriculture and Irrigation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 242* by Mr. Lamoreaux.

Since the bill, in almost identical form, has been printed as *H. B. No. 222*, we recommend the Senate bill be printed by designation and title only.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 242 was ordered printed by title only and referred to the Committee on Judiciary.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 243* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 243 was ordered printed and referred to the Committee on Health and Labor.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 244* by Mr. Holbrook, with a minor change assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 244 was ordered printed and referred to the Committee on Judiciary.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 246* by Mrs. Stewart, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 246 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 248* by Mr. Thornton, Mr. Farr, and Mr. Grover, with a few minor changes assented to by the authors, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 248 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 11* by Mr. Snow, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 11 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 13* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 13 was ordered printed and referred to the Committee on Revenue and Taxation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 14* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 14 was ordered printed and referred to the Committee on Revenue and Taxation.

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 16* by Mrs. Lund, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 16 was ordered printed and referred to the Committee on Social Relations and Relief.

February 20, 1937.

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 33* by Mr. Calder, has examined the same and reports out without recommendation.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

H. B. No. 33 was referred to the Sifting Committee.

February 20, 1937.

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 34* by Mr. Calder, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

H. B. No. 34 was referred to the Sifting Committee.

COMMUNICATION FROM THE HOUSE

February 20, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 65,* by Mr. Spence, entitled, "AN ACT AMENDING SECTION 49-3-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PERIOD OF EMPLOYMENT OF WORKING MEN IN UNDERGROUND MINES OR WORKINGS AND IN SMELTERS AND ALL OTHER INSTITUTIONS FOR THE REDUCTION OR REFINING OF ORES OR METALS, PROVIDING THAT THE PERIOD OF EMPLOYMENT FOR UNDERGROUND MINES OR WORKINGS SHALL BE EIGHT HOURS PER DAY," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 65 was read the first time and referred to Committee on Health and Labor.

On motion of Senator Parratt, the President appointed a Committee consisting of Senators Stevens, Lund, and Hopkin to draft a resolution of condolence to the family of Mr. Stephen H. Love, a former President of the Utah State Senate.

On motion of Senator Maw the Senate adjourned.

FORTY-FOURTH DAY

MORNING SESSION

February 23, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Griffin and Huggins, excused.

Prayer by the Chaplain.

February 23, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the forty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,
DEXTER FARR,
SILAS TANNER.

Report adopted and filed.

REPORTS OF STANDING COMMITTEE

February 20, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 47* by Mr. Farr, Mr. Holmes and Mr. Stevens, "AN ACT AMENDING SECTION 30-0-20, OF REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME, AND FIXING NON-RESIDENT LICENSE FEES TO HUNT DEER," examined by this Committee and a like Committee from the house has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 47 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 23, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 247* by Mr. Holbrook, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 247 was ordered printed and referred to the Committee on Appropriations and Claims.

February 23, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 12* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 12 was ordered printed and referred to the Committee on Revenue and Taxation.

A RESOLUTION OF CONDOLENCE TO MRS. STEPHEN H. LOVE AND FAMILY

WHEREAS, Stephen H. Love died at Salt Lake City on the 22nd day of February, 1937; and

WHEREAS, said Stephen H. Love lead a life of distinguished service to the State of Utah and was recognized by his fellow citizens in many capacities, wherein he rendered signal service, among such being as Utah State Senator and as President of the Senate for two sessions: and

WHEREAS, he held important and responsible positions within the industrial developments of the west and received national recognition from President Wilson and Herbert Hoover, because of his knowledge of the sugar industry and the Government control of the railroads; and

WHEREAS, his life and service have earned him the esteem of the citizenry of Utah.

NOW, THEREFORE BE IT RESOLVED, by the Senate of the 22nd session of the Legislature of the State of Utah, that we extend to the family of said Stephen H. Love, our sincere condolence. In so doing we express the great appreciation of the people of the State of Utah for one who has rendered to the state and nation such distinguished and valuable service.

Resolution adopted and transmitted to the family of Stephen H. Love.

SPECIAL ORDER

S. B. No. 55 on second reading.

On motion of Senator Stevens the bill was amended as follows:

Page 9, line 32, strike the figures "70" and insert "65". Line 33, strike the figures "80" and insert "85".

Page 10, line 1, strike the figures "90" and insert "100". Line 2, strike the figures "100" and insert "120". Line 3, strike the figures "120" and insert "140". Line 4, strike the figures "140" and insert "160". Line 5, strike the figures "160" and insert "180". Line 6, strike the figures "180"

and insert "200". Line 7, strike the figures "200" and insert "220". Line 8, strike the figures "220" and insert "240". Line 9, strike the figures "240" and insert "260". Line 10, strike the figures "260" and insert "280". Line 11, strike the figures "280" and insert "300". Line 12, strike the figures "300" and insert "330". Line 13, strike the figures "330" and insert "360". Line 14, strike the figures "360" and insert "390". Line 15, strike the figures "390" and insert "400".

After line 15 insert the following new material:

2. On trailers the actual weight of which is:

"A"	2000 pounds and not over	3000 pounds	$ 12.50
	3001 pounds and not over	4000 pounds	25.00
	4001 pounds and not over	5000 pounds	50.00
"B"	5001 pounds and not over	6000 pounds	75.00
	6001 pounds and not over	7000 pounds	100.00
	7001 pounds and not over	8000 pounds	125.00
"C"	8001 pounds and not over	9000 pounds	150.00
	9001 pounds and not over	10000 pounds	175.00
	10001 pounds and not over	11000 pounds	200.00
"D"	11001 pounds and not over	12000 pounds	225.00
	12001 pounds and not over	13000 pounds	250.00
"E"	13001 pounds and not over	14000 pounds	275.00

S. B. No. 55 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr and Stewart.

Absent and not voting: Senators Griffin, Huggins, Parratt.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 52 was read the third time and placed on its final passage.

S. B. No. 52 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Huggins, Peterson.

S. B. No. 52 was transmitted to the House.

S. B. No. 8 was read the third time and placed on its final passage.

On motion of Senator Nelson the bill was amended as follows:

In line 2 of the amendment on page 2, strike the words "with other official duties" and insert "the duties of other officials".

Page 5, line 14, after the word "deputies" insert "and other attorneys".

S. B. No. 8 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holbrook, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Griffin, Holmes, Huggins, Peterson.

S. B. No. 8 was transmitted to the House.

S. J. M. No. 1 was read the third time and placed on its final passage.

S. J. M. No. 1 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Holmes, Huggins, Peterson.

S. J. M. No. 1 was transmitted to the House.

S. B. No. 119 was read the third time and placed on its final passage.

S. B. No. 119 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Huggins, Peterson.

S. B. No. 119 was transmitted to the House.

S. B. No. 93 was read the third time and placed on its final passage.

S. B. No. 93 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr,

Frischknecht, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Huggins, Peterson.

S. B. No. 93 was transmitted to the House.

S. B. No. 171 was read the third time and placed on its final passage.

On motion of Senator Royle the bill was amended as follows:

Between lines 13 and 14 insert the following new paragraph:

"All payments of funds either as principal or interest on any bonds issued by any county, municipality, school district, or other taxing unit within this state paid to any one other than the owner of such bonds shall be regarded and held as trust funds, and the person, firm, or corporation so receiving the same shall be held as a trustee of such funds, holding the same for the benefit of the owners and holders of such bonds until the same are fully paid over. Until such funds are paid over by the person, firm, or corporation collecting the same, they shall be set up and held in a separate trust account and not co-mingled or used by the collector in any manner whatever."

On motion of Senator Stevens the bill was amended as follows:

Strike the amendment on line 8.

S. B. No. 171 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Huggins, Lamoreaux, Lindstrom, Peterson.

S. B. No. 171 was transmitted to the House.'

S. B. No. 106 was read the third time and placed on its final passage.

S. B. No. 106 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Griffin, Grover, Huggins, Lindstrom, Peterson.

S. B. No. 106 was transmitted to the House.

S. B. No. 151 was read the third time and placed on its final passage.

S. B. No. 151 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Holbrook, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Griffin, Grover, Huggins, Lindstrom, Peterson, Tanner.

S. B. No. 151 was transmitted to the House.

REPORT OF SPECIAL COMMITTEE

February 23, 1937.

Mr. President:

Your Sifting Committee reports out:

S. B. Nos. 186, 183, 58 and 185.

To be placed at the bottom of the second reading calendar in the order named.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 20, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 6*, by Mr. Lindstrom, entitled, "AN ACT RELATING TO A JUNIOR COLLEGE AT PRICE, UTAH."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 20, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 19*, by Mr. Royle, entitled, "AN ACT MAKING IT THE DUTY OF EMPLOYERS AND OF PROCESSORS, OR DEALERS IN FARM PRODUCTS TO RECOGNIZE ASSIGNMENTS OF THEIR EMPLOYEES OR OF PRODUCERS FOR THE BENEFIT OF LABOR ORGANIZATIONS OR FARM ORGANIZATIONS, OR ANY OTHER ORGANIZATION OF EMPLOYEES OR FARMERS, AND PROVIDING A PENALTY FOR BREACH OF SUCH DUTY."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 20, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 34*, by Mr. Royle, entitled, "AN ACT AMENDING SECTION 49-1-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DUTIES OF THE INDUSTRIAL COMMISSION OF UTAH TO EFFECT SETTLEMENTS OF LABOR DISPUTES, AND REPEALING SECTIONS 49-1-6 AND 49-1-7, REVISED STATUTES OF UTAH, 1933."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

Senator Hopkin moved that *S. B. No. 186* be recalled from the Committee on Agriculture and Irrigation to be considered on the Second Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 186 was read the second time.

On motion of Senator Nelson the bill was amended as follows:

Page 3, line 14, strike the figures "1,000" and insert "300" also strike the words "one year" and insert the words "six months" in lieu thereof.

S. B. No. 186 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Griffin, Huggins, Lamoreaux, Lund, Mr. President.

S. B. No. 183 was read the second time.

On motion of Senator Holbrook *S. B. No. 183* was tabled.

S. B. No. 58 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the bill was amended as follows:

Line 1 of the title, strike the "S" on the word "SECTIONS" and strike the balance of the line.

Line 2 of the title, strike said line with the exception of the figures "42-1-42".

Strike lines 3 and 4.

Line 5, strike the line up to and including the figures '42-2-17".

Line 6, strike the last two words and also the first word on line 7 and after the word "COMPENSATION" insert the following ", AND ADDING NEW SECTIONS TO BE KNOWN AS SECTIONS 42-1-42X, 42-1-61X, 42-1-62X, 42-1-63X, 42-1-64X, AND 42-1-69X."

Starting with line 1, page 1, strike the balance of the bill and insert in lieu thereof the following:

"Section 1. Section 42-1-42, Revised Statutes of Utah, 1933, is amended and new sections to be known as sections 42-1-42X, 42-1-61X, 42-1-62X, 42-1-63X, 42-1-64X, and 42-1-69X are enacted to read as follows:

42-1-42. The following terms as used in this title shall be construed as follows:

(1) "Order" shall mean and include any decision, rule, regulation, direction, requirement, or standard of the commission, or any other determination arrived at, or decision made, by such commission.

(2) "General order" shall mean and include an order applying generally throughout the state to all persons, employments, or places of employment of a class under the jurisdiction of the commission. All other orders of the commission shall be considered special orders.

(3) "Welfare" shall mean and include comfort, decency, and moral well-being.

(4) "Safe" and "safety", as applied to any employment or place of employment, shall mean such freedom from danger to the life, health, or welfare of employees as the nature of the employment will reasonably permit.

(5) "Personal injury ( ) arising out of or in the course of employment" shall include any injury caused by the willful act of a third person directed against an employee because of his employment. It shall not include a disease, except *such diseases* as ( ) shall result from the injury ( ) *and also except such diseases which are the result of the occupation or employment as are hereinafter specified in schedules A and B.*

SCHEDULE A

1. *Lead poisoning or its sequelae.*
2. *Zinc poisoning or its sequelae.*
3. *Mercury poisoning or its sequelae.*
4. *Phosphorus poisoning or its sequelae.*
5. *Arsenic poisoning or its sequelae.*
6. *Poisoning by debilitating fumes or gases.*

SCHEDULE B

Pneumoconiosis, silicosis, anthracosis, and such other lung diseases as are the result of the infilteration of dust or other debilitating agencies into the lungs and which diseases are the result of accumulated exposure.

(6) "Compensation" shall mean the payments and benefits provided in this title.

(7) "Award" shall mean the finding or decision of the commission as to the amount of compensation due any injured, or the dependents of any deceased, employee.

(8) "Average weekly earnings" shall mean the average weekly earnings arrived at by the rules provided in section 42-1-70.

(9) *Compensation and other benefits provided by this title shall be paid for disability resulting from hernia only in case it be proved that the hernia was caused by an accident arising out of or in the course of the employment, or that a previously existing hernia condition was aggravated by such an accident, and that the injured employee called attention to the incident at the first reasonable opportunity. The commission shall not be required to make an award upon the basis of the applicant's uncorroborated testimony, if the facts and circumstances of the case appear to the commission to be inconsistent with such testimony.*

42-1-42X. The benefits herein provided shall not be paid for disability or death caused by the occupational disease, specified in section 42-1-42, subsection (5), schedule B, unless it shall be proven that the employee has been a resident of the state of Utah for at least three years preceding the commencement of such disability and that he was not afflicted with such disease before employment in the state of Utah, and there is shown a direct causal connection between the exertion of the employment and the injury.

42-1-61X. In case of temporary disability arising from such diseases which are the result of the occupation or employment, as specified in schedules A and B under section 42-1-42, the employee shall receive forty per cent of the average weekly wages so long as such disability is total, not to exceed $12 per week plus five per cent of the amount of such award for each dependent minor child, as in this act defined, up to and including five dependent minor children or a maximum increase of twenty five per cent in case of five or more such minor denpendents and a minimum of not less than $7 per week plus five per cent of the amount of such award for each dependent minor child, as in this act defined, up to and including five dependent minor children, provided that where wage earned at time of disability is less than $7 per week the amount of wages earned shall be the amount of compensation. In no case shall compensation continue for more than six years from date of disability.

42-1-62X. Where the diseases listed under section 42-1-42 cause partial disability for work the employee shall receive during such disability and for a period not to exceed six years beginning the fourth day of disability a weekly compensation equal to fifty per cent of the difference

between his average weekly wages before the disability and the weekly wages he is able to earn thereafter but not more than $12 per week.

42-1-63X. In cases of permanent total disability arising from occupational diseases listed under section 42-1-42 the award shall be forty per cent of average weekly wages for five years from date of disability and thereafter twenty-five per cent of such average weekly wages until death of such person totally disabled but not to exceed a maximum of $12 per week and not less than $7 per week.

42-1-64X. Where there are wholly dependent persons at time of death resulting from occupational diseases or their sequelae under section 42-1-42 the payment shall be forty per cent of the average weekly wage not to exceed a maximum of $12 per week, plus five per cent of such award for each dependent minor child, as in this act defined, up to and including five minor children or a minimum of not less than $7 per week plus five per cent for each dependent minor child. The payment shall continue for the remainder of the period between the date of the death and six years after date of disability but shall not exceed a maximum of $5000 or less than $2000.

42-1-69X. If there are partly dependent persons at the time of the death, when death was a result of occupational diseases listed under section 42-1-42, the payment shall be thirty-three and one-third per cent of the average weekly wages, but not to exceed a maximum of $12 per week, to continue for all or such portion of the period of six years after the date of injury as the commission in each case may determine and shall not amount to more than a maximum of $5000.

Section 2. This act shall take effect January 1, 1938.

On motion of Senator Royle the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senator Griffin, excused.

FURTHER CONSIDERATION OF S. B. No. 58

S. B. No. 58 on second reading.

S. B. No. 58 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 6; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Grover, Holmes, Hopkin, Lund, Parratt, Peterson (expl. vote), Royle, Snow, Tanner, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Huggins (expl. vote), Stevens, Stewart, Thornton.

Absent and not voting: Senators Griffin, Lamoreaux, Lindstrom, Nelson.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 18 was read the third time and placed on its final passage.

S. B. No. 18 failed to pass on the following roll call:

Yeas, 8; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Farr, Grover, Hopkin, Huggins, Lamoreaux, Nelson, Parratt, Royle.

Those voting in the negative were: Senators Baker, Billings, Frischknecht, Holbrook, Holmes, Lund, Peterson, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Lindstrom.

Senator Maw gave notice that on the next legislative day he would move to reconsider the vote by which *S. B. No. 18* failed of passage.

The President introduced former Senator Albert E. Holmgren and Mr. John Abel Evans, the third president of the Utah State Senate, who addressed the Senate briefly.

UNFINISHED BUSINESS

S. B. No. 69 on second reading.

On motion of Senator Frischknecht the bill was amended as follows:

Page 3, line 4, strike the word "a" and insert the words "an adequate". Place a period after the word "sanatorium" and strike the balance of the line.

Strike line 5.

Page 3, line 14, strike the words "at the sanatorium".

On motion of Senator Stewart the bill was amended as follows:

Page 5, line 23, strike the last word and insert "continuously for two years".

Line 24, strike the first two words.

Line 26, after the word "patients" insert the words "provided that this section shall not apply to private patients".

S. B. No. 69 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Lamoreaux, Lindstrom, Parratt, Snow.

COMMUNICATIONS FROM THE HOUSE

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B .No. 47*, by Mr. Farr, Mr. Holmes, and Mr. Stevens, entitled, "AN ACT AMENDING SECTION 30-0-20, OF REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME, AND FIXING NONRESIDENT LICENSE FEES TO HUNT DEER," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

S. B. No. 47 was transmitted to the Governor.

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 20th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 28*, by Mr. Twitchell and Mr. Bennion, entitled, "AN ACT AMENDING SECTION 86-1-50, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY SECTION 86-1-50, LAWS OF UTAH, 1935, RELATING TO THE INVESTMENT OF FUNDS ADMINISTERED BY THE STATE LAND BOARD."

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

On motion of Senator Royle the Senate adjourned.

FORTY-FIFTH DAY

MORNING SESSION

February 24, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Lund and Peterson, excused.

Prayer by the Chaplain.

February 24, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the forty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DEXTER FARR,
SILAS E. TANNER.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 23, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 15* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 15 was ordered printed and referred to the Committee on Revenue and Taxation.

February 23, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 245* by Mrs. Lund, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 245 was ordered printed and referred to the Committee on Banking and Commerce.

February 23, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 249* by Mr. Holmes, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 249 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 23, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 65*, by Mr. Spence, hereby report the same back favorably.

Respectfully,
E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 65 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 205* by Mr. Nelson, has examined the same and reports the same out unfavorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 205 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 202* by Mr. Nelson, has carefully examined the same and reports the same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 202 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 169* by Mr. Billings, has examined the same and reports it out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 169 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 195*, by Mr. Frischknecht and Mr. Hopkin, has carefully examined the same and begs leave to report this bill out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 195 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 213*, by Mr. Hopkin, has carefully examined the same and begs leave to report this bill out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 213 was referred to the Sifting Committee.

February 23, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation to which was referred *S. B. No. 206*, by Mr. Billings, has carefully examined the same and begs leave to report this bill out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 206 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 226* by Mr. Hopkin, reports same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 226 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 217* by Mr. Lamoreaux, reports same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 217 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on State and Municipal Affairs to which was referred *S. B. No. 227* by Mr. Farr, reports same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 227 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 219* by Mr. Farr, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 219 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 220* by Mr. Farr, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 220 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 221* by Mr. Farr, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 221 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 214* by Mr. Holbrook, report same out unfavorably.

Respectfully,
WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 214 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

We, your Joint Appropriations Committee, in accordance with Joint Rule No. 44, beg leave to report that your Appropriations Committees are diligently, carefully, and as speedily as possible, examining the needs of the various departments and institutions of the State. We have devoted our best efforts to our assignments but find it difficult because of the heavy demands made upon the State treasury for support and assistance.

The prospective free revenues available for appropriations are much below the amounts needed to properly meet the requests that have come to your Committee, and since we are aware that there are several revenue measures pending consideration by the Legislature, it appears unwise for your Committee to allocate such funds as are available under existing revenue laws.

May we, therefore, urge immediate action on all revenue measures now before the Legislature in order that your Committee may be enabled to compute the revenues available for allocation.

Because of conditions herein referred to, your Joint Committee requests ten days more to complete its labors and to make its report in bill form.

Respectfully,

JOINT APPROPRIATIONS COMMITTEE,
WARD C. HOLBROOK,
Senate Chairman.

GORDON WEGGELAND,
House Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 54 was read the third time and placed on its final passage.

H. B. No. 54 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Lamoreaux, Lund, Peterson, Royle, Snow, Thornton.

H. B. No. 54 was returned to the House.

H. B. No. 56 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Page 2, line 20, strike the figures "300" and insert "700".

Line 21, strike the words "sixty days" and insert "six months".

H. B. No. 56 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Lamoreaux, Lund, Peterson, Snow, Thornton.

H. B. No. 56 was returned to the House.

H. B. No. 17 was read the third time and placed on its final passage.

On motion of Senator Stewart the bill was amended as follows:

Page 1, line 11, strike the words "legal voters" and insert "qualified electors", also strike the words "shown by" and insert "shall have paid a property tax in the year preceding".

Line 14, strike the next to the last word "the" and insert "such qualified".

Page 2, line 4, strike the word "shall" and insert the word "may", also strike the first appearing word "the" and insert "said qualified".

Line 6, at the end of the line insert the words "qualified electors".

H. B. No. 17 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Lamoreaux, Lindstrom, Lund, Peterson, Snow, Thornton.

H. B. No. 17 was returned to the House.

H. B. No. 51 was read the third time and placed on its final passage.

H. B. No. 51 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Grover, Huggins, Lamoreaux, Lindstrom, Lund, Peterson, Snow, Thornton.

H. B. No. 51 was returned to the House.

H. B. No. 61 was read the third time and placed on its final passage.

H. B. No. 61 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Lamoreaux, Lindstrom, Lund, Peterson, Snow, Thornton.

H. B. No. 61 was returned to the House.

REPORT OF SPECIAL COMMITTEE

February 24, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the Second Reading Calendar:

H. B. Nos. 9, 13, 65, 77 and 69.

Respectfully,
D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 9 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Line 1 of the title, strike the word "AMENDING" and insert "REPEALING".

Page 1, line 1, in the House amendment strike the words "of the". Also strike the last three words of the amendment and insert the word "Repealed".

Line 3, strike the figure "3" and insert "2".

Strike all other amendments to the body of the bill.

H. B. No. 9 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Lindstrom, Lund, Parratt, Peterson, Thornton.

On motion of Senator Lindstrom *H. B. No. 13* was recommitted to the Committee on Health and Labor.

H. B. No. 65 was read the second time.

Committee report read and adopted.

H. B .No. 65 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Lund, Parratt, Peterson, Stewart, Thornton.

H. B. No. 77 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:
Page 1, lines 5 and 6, strike the material in parenthesis and insert "in United States legal tender".

H. B. No. 77 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Snow, Stevens, Stewart, Mr. President.

Voting in the negative: Senator Tanner.

Absent and not voting: Senators Grover, Hopkin, Lund, Nelson, Parratt, Peterson, Royle, Thornton.

Senator Holmes moved that *H. B. No. 69* retain its position on the calendar.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 153 was read the third time and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 4, line 21, after the word "prevent" insert "the burning of weeds on fenced cultivated lands or along fence lines, canals or irrigation ditches, provided due care and caution are used in the control thereof, or".

On motion of Senator Baker the bill was amended as follows:
Page 4, line 25, before the word "Violation" insert the word "any" and lower case the letter "V" in the word "Violation".

S. B. No. 153 then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Royle, Snow, Stevens, Mr. President.

Voting in the negative: Senator Tanner.

Absent and not voting: Senators Griffin, Lamoreaux, Lund, Parratt, Peterson, Stewart, Thornton.

S. B. No. 153 was transmitted to the House.

S. B. No. 55 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Line 17 of the title, strike the Senate amendment.

Page 9, line 23, after the Senate amendment insert "and no other

section of the motor vehicle laws shall be construed so as to permit the gross load to exceed three times the unladen weight".

Page 15, line 28, in the Senate amendment after the word "thereto" insert "except that the registration card issued by the department shall be sealed by the department on all trailers and semi-trailers".

Page 16, restore lines 30, 31 and 32 to their original printed form and in line 31 after the word "department" insert "on trailers and semi-trailers".

Page 16, restore line 33 and on Page 17, lines 1 to 4 inclusive to their original printed form.

Page 17, line 1, strike the word "vehicle" and insert "trailer and semi-trailer".

Line 28, strike the Senate amendment.

Page 9, line 24, after the word "On" insert the words "motor driven".

On motion of Senator Holbrook the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senator Lund, excused.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 58 was read the third time and placed on its final passage.

S. B. No. 58 failed to pass on the following roll call:

Yeas, 10; Nays, 12; Absent, 1.

Those voting in the affirmative were: Senators Baker, Farr, Grover (expl. vote), Holmes, Hopkin, Nelson, Parratt, Royle, Snow, Tanner.

Those voting in the negative were: Senators Billings, Frischknecht, Griffin, Holbrook, Huggins, Lamoreaux (expl. vote), Lindstrom, Peterson, Stevens, Stewart (expl. vote), Thornton, Mr. President.

Absent and not voting: Senator Lund.

FURTHER CONSIDERATION OF S. B. No. 55

S. B. No. 55 on third reading.

On motion of Senator Farr the bill was amended as follows:

Page 9, line 24, after the word "on" insert the words "motor driven". After the word "vehicles" insert the words, "except trailers".

On motion of Senator Holbrook the bill was amended as follows:

Page 10, line 16, strike the provision dealing with trailers and semi-trailers and insert the following in lieu thereof:

"In computing the license fees for semi-trailers and trailers the rates applying to semi-trailers shall be as in the above schedule plus 50% and the rates for other trailers shall be as follows:

"A"	1000 pounds and not over 2000 pounds	$ 12.50
	2001 pounds and not over 3000 pounds	25.00
	3001 pounds and not over 4000 pounds	50.00
"B"	4001 pounds and not over 5000 pounds	75.00
	5001 pounds and not over 6000 pounds	100.00
	6001 pounds and not over 7000 pounds	125.00
"C"	7001 pounds and not over 8000 pounds	150.00
	8001 pounds and not over 9000 pounds	175.00
	9001 pounds and not over 10000 pounds	200.00
"D"	10001 pounds and not over 11000 pounds	225.00
	11001 pounds and not over 12000 pounds	250.00
"E"	12001 pounds and over	275.00"

Page 9, line 24, after the word "trailers" insert the words "and semi-trailers".

Line 17 of the title, strike the amendment.

S. B. No. 55 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Farr (expl. vote).

Absent and not voting: Senators Hopkin, Lund, Parratt.

Senator Nelson moved that *S. B. No. 55* be reprinted before being transmitted to the House.

Motion carried.

Senator Maw asked permission of the Senate to postpone his motion to reconsider the vote by which *S. B. No. 18* failed of passage.

Permission granted.

S. B. No. 69 was read the third time and placed on its final passage.

On motion of Senator Stewart the bill was amended as follows:

Page 5, line 16, in the blank space insert "4,000".

S. B. No. 69 then passed on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Peterson, Royle, Snow, Stevens, Stewart.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Griffin, Holbrook, Lamoreaux, Lund, Parratt, Tanner, Thornton, Mr. President.

S. B. No. 69 was transmitted to the House.

REPORT OF STANDING COMMITTEE

February 24, 1937.

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 32* by Mr. Calder, as amended by the House, has examined the same and reports out favorably.

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

H. B. No. 32 was referred to the Sifting Committee.

REPORT OF SPECIAL COMMITTEE

February 24, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the second reading calendar:

H. B. Nos. 32, 34 and 33.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 32 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 3, reinstate lines 4 to 9 inclusive to their original printed form.

H. B. No. 32 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Peterson (expl. vote), Royle, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Lund, Parratt, Stewart, Tanner.

Senator Lamoreaux gave notice that on the next legislative day he would move to reconsider the vote by which *S .B. No. 58* failed of passage.

H. B. No. 34 was read the second time.

Committee report read and adopted.

H. B. No. 34 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Nelson, Royle, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Stewart, Tanner.

H. B. No. 33 was read the second time.

Committee report read and adopted.

H. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Huggins, Lindstrom, Nelson, Peterson, Royle, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holmes, Hopkin, Lamoreaux, Lund, Parratt, Snow, Stewart.

COMMUNICATION FROM THE GOVERNOR

February 24, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 236*, By Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM MRS. JENNIE J. KEARNS THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 603 EAST SOUTH TEMPLE, SALT LAKE CITY, UTAH, TO BE USED AS A RESIDENCE FOR THE GOVERNOR, PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

On motion of Senator Royle the Senate adjourned.

FORTY-SIXTH DAY

MORNING SESSION

February 25, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Hopkin and Lindstrom, excused.

Prayer by the Chaplain.

February 25, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the forty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DEXTER FARR,
SILAS E. TANNER.

Report adopted and filed.

REPORTS OF SPECIAL COMMITTEE

February 24, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the second reading calendar:

H. B. Nos. 64, 5 and 14.

H. J. R. No. 1.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 24, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *S. B. No. 191* by Mr. Grover, reports same out favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 191 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Social Relations and relief, to which was referred *S. B. No. 200,* by Mrs. Lund, hereby reports the same out without recommendation.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 200 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *H. B. No. 30,* by Mr. Holbrook, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

H. B. No. 30 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 155* by Mr. Nelson, report same out without recommendation.

Respectfully,
E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 155 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 194* by Mr. Stevens, Mr. Snow, and Mr. Farr, has examined the same and reports out without recommendation.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 194 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *S. B. No. 208* by Mr. Grover, reports same out favorably.

Respectfully,
G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 208 was referred to the Sifting Committee.

February 24, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *S. B. No. 224* by Mr. Huggins, has carefully examined the same and begs leave to report the bill back without recommendation.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 224 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 4*, by Mr. Taylor, entitled, "A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE RATE OF TAXATION, PURPOSES AND DISTRIBUTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 5*, by Mr. Taylor, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 3, ARTICLE 10, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE PROCEEDS OF LANDS AND OTHER PROPERTY AND CREATING A PERMANENT FUND AND A UNIFORM SCHOOL FUND FOR THE COMMON AND PUBLIC SCHOOLS.", and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 5 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 24, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in Senate amendments to *H. B. No. 17,* by Mr. Burton, and requests the Senate to recede from its amendments.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Stewart the Senate refused to recede from its position.

The President appointed a Conference Committee consisting of Senators Stewart, Lund and Lamoreaux, to act with a like committee from the House to consider amendments to *H. B. No. 17.*

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of February 24, 1937, and passed *H. B. No. 11,* by Mr. Selvin, and is transmitted herewith for further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 24, 1937.

Mr. President and Mr. Speaker:

Your Conference Committees, to whom was referred *H. B. No. 11,* by Mr. Selvin, begs leave to report that we recommend the above bill with the Senate amendments except as follows:

Page 2, line 8, the committee recommends that the senate recede from its amendment.

Page 2, line 17, the committee recommends that the senate recede from its amendment.

Page 2, line 30, committee recommends that senate amendment be stricken after the word "labor" and that this amendment be re-worded and inserted on page 7, line 29 and known at Section 15, to read as follows:

"Section 15. The provisions of this act shall not apply to employees of federal or state government or the political sub-divisions of state government or to employees engaged in agriculture or domestic servants in private homes."

That Section 15 be re-numbered as Section 16, and Section 16 be known as Section 17.

Page 6, line 18, committee recommends that the senate amendment be stricken and the following inserted in lieu thereof: "pending on wages due the employees that the employer has failed to satisfy."

Respectfully,

E. M. ROYLE,
Chairman, Senate Committee,

V. G. PETT,
Chairman, House Committee.

Report filed.

The Senate refused to accept the Conference Committee report and the President appointed a Conference Committee consisting of Senators Stevens, Baker and Grover to act with a like committee from the House to consider amendments to *H. B. No. 11.*

February 24, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 15,* by Mr. Burton, entitled, "AN ACT REPEALING TITLE 1, REVISED STATUTES OF UTAH, 1933, AND ENACTING A LAW RELATING TO ABSTRACTERS AND TO THE BUSINESS OF ABSTRACTING; CREATING A BOARD OF ABSTRACT COMMISSIONERS; PROVIDING ABSTRACTERS REGISTRATION CERTIFICATES AND FOR THE CANCELLATION OF THE SAME AFTER HEARING; PROVIDING A FEE FOR ISSUANCE OF SAID CERTIFICATES; THE FILING OF A BOND OR BONDS; USE OF A SEAL; AND PROVIDING PENALTY FOR VIOLATION THEREOF," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 15 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 23, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 19,* by Mr. Bennion, et al, entitled, "AN ACT PROVIDING FOR THE EXEMPTION OF A HOME OR HOMESTEAD TO THE AMOUNT OF $2,000 IN ASSESSED VALUE AND HOUSEHOLD FURNITURE TO THE AMOUNT OF $300 IN ASSESSED VALUE FROM THE PAYMENT OF TAXES TO: THE STATE, THE COUNTIES OF THE STATE, AND THE SCHOOL

DISTRICTS OF THE STATE, DEFINING THE METHOD FOR PROCURING SUCH EXEMPTIONS; AUTHORIZING THE STATE TAX COMMISSION TO MAKE SUCH EXEMPTIONS AND TO PROMULGATE RULES AND REGULATIONS FOR THE ADMINISTRATION OF THIS ACT; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT AND MAKING IT A CRIME TO WILFULLY AND KNOWINGLY MAKE ANY FALSE CLAIM OR FALSE STATEMENT OF FACT, OR EXECUTE A FICTITIOUS DEED OR OTHER INSTRUMENT FOR THE PURPOSE OF SECURING AN EXEMPTION OF PROPERTY FROM TAXATION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 19 was read the first time and referred to Committee on State and Municipal Affairs.

February 24, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body, *S. B. No. 71,* by Mr. Holbrook, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate refused to concur in the House amendments to *S. B. No. 71.*

COMMUNICATIONS FROM THE GOVERNOR

February 24, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 38,* by Mrs. Lund, entitled: "AN ACT PROVIDING FOR THE SELECTION AND DESIGNATION OF A STATE SONG."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 24, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 39,* by Mr. Grover, entitled: "AN ACT AMENDING SECTION

56-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO MOSQUITO ABATEMENT DISTRICTS."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

February 24, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. C. M. No. 1,* by Mr. Hopkin, entitled: "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO TRANSFER FROM WASHINGTON, D. C., TO A LOCATION IN THE WESTERN STATES, PREFERABLY SALT LAKE CITY, THE HEADQUARTERS OF THOSE GOVERNMENT AGENCIES WHICH DEAL EXCLUSIVELY WITH WESTERN MATTERS, ESPECIALLY THE FOREST SERVICE, THE BUREAU OF MINES, THE GENERAL LAND OFFICE, THE GRAZING BUREAU, AND THE RECLAMATION BUREAU."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 9 was read the third time and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

The bill was restored to its original printed form.

H. B. No. 9 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Baker, Hopkin, Lindstrom.

H. B. No. 9 was returned to the House.

H. B. No. 65 was read the third time and placed on its final passage.

H. B. No. 65 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart (expl. vote), Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holbrook, Hopkin, Lindstrom, Snow.

H. B. No. 65 was returned to the House.

H. B. No. 77 was read the third time and placed on its final passage.

H. B. No. 77 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Thornton, Mr. President.

Voting in the negative: Senator Tanner.

Absent and not voting: Senators Baker, Holbrook, Hopkin, Lindstrom, Snow.

H. B. No. 77 was returned to the House.

H. B. No. 32 was read the third time and placed on its final passage.

H. B. No. 32 then passed on the the following roll call:
Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht (expl. vote), Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Parratt, Peterson (expl. vote), Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Hopkin, Lamoreaux, Lindstrom, Snow.

Senator Thornton gave notice that on the next legislative day he would move to reconsider the vote by which *H. B. No. 32* passed.

H. B. No. 34 was read the third time and placed on its final passage.

H. B. No. 34 then passed on the following roll call:
Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Holmes, Hopkin, Lamoreaux, Lindstrom, Royle.

H. B. No. 34 was returned to the House.

H. B. No. 33 was read the third time and placed on its final passage.

H. B. No. 33 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Grover, Holbrook, Huggins, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Farr, Griffin, Holmes, Hopkin, Lamoreaux, Lindstrom, Royle, Tanner.

H. B. No. 33 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 64 was read the second time.

Committee report read and adopted.

H. B. No. 64 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Huggins, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Parratt.

H. B. No. 69 was read the second time.

Committee report read and adopted.

H. B. No. 69 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Hopkin, Lamoreaux, Lindstrom, Peterson, Tanner.

On motion of Senator Royle the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senator Lindstrom, excused.

REPORTS OF STANDING COMMITTEE

February 25, 1937.

Mr. President:

Your Committee on Judiciary to which was referred *S. B. No. 189* by Mr. Huggins, begs leave to report back favorably.

Page 8, line 21, in the blank space insert the word "ten".

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 189 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 190* by Mr. Maw, begs leave to report back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 190 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 197* by Mr. Maw, begs leave to report back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 197 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 198* by Mr. Maw, begs leave to report back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 198 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 199* by Mr. Maw, begs leave to report back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 199 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 209* by Mr. Nelson, begs leave to report back favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 209 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 215* by Mr. Nelson, begs leave to report back without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 215 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 234* by Committee on Revenue and Taxation, has carefully examined the same and begs leave to report out without recommendation.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 234 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 237* by Mr. Farr, has carefully examined the same, and begs leave to report the same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 237 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 239* by Mr. Holbrook, begs leave to report back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 239 was referred to the Sifting Committee.

February 25, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 244* by Mr. Holbrook, begs leave to report back favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 244 was referred to the Sifting Committee.

COMMUNICATION FROM THE GOVERNOR

February 25, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 47*, by Mr. Farr, Mr. Holmes and Mr. Stevens, entitled, "AN ACT AMENDING SECTION 30-0-20, OF REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME, AND FIXING NON-RESIDENT LICENSE FEES TO HUNT DEER."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

REPORT OF SPECIAL COMMITTEE

February 25, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the second reading calendar:

S. B. Nos. 190, 197, 198, 199, 185, 121 and 194.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 250 By Mrs. Stewart

AN ACT EMPOWERING THE GOVERNOR TO APPOINT A COMMISSION TO SELECT AND PLACE A BRONZE PLATE ON THE GOVERNOR'S NEW MANSION COMMEMORATING THE GIFT OF THE GOVERNOR'S RESIDENCE TO THE STATE OF UTAH BY MRS. JENNIE J. KEARNS, AND PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 4, lines 16 and 17, strike the word "apparently".

Page 2, in the House amendment on line 28, strike the words "who holds" and insert "to hold".

On motion of Senator Thornton the bill was amended as follows:

Page 3, strike the whole of Section 10 and insert in lieu thereof the following:

"The state board of health shall assist the director of the department of registration in regulation to plumbers and the trade of plumbing."

On motion of Senator Snow the bill was amended as follows:

Page 2, line 29, strike the words "this state" and insert the words "cities of the first and second class".

H. B. No. 5 was placed on the Third Reading Calendar on the following roll call:

Yeas, 10; Nays, 8; Absent, 5.

Those voting in the affirmative were: Senators Baker, Grover, Huggins, Lamoreaux, Lund, Nelson, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Frischknecht, Griffin, Holbrook, Holmes (expl. vote), Hopkin, Snow, Stevens, Thornton.

Absent and not voting: Senators Billings, Farr, Lindstrom, Parratt, Peterson.

H. B. No. 14 was read the second time.

Committee report read and adopted.

H. B. No. 14 failed to pass on the following roll call:

Yeas, 8; Nays, 10; Absent, 5.

Those voting in the affirmative were: Senators Baker, Holmes, Huggins, Lamoreaux, Nelson, Parratt, Royle, Mr. President.

Those voting in the negative were: Senators Billings, Frischknecht, Griffin, Holbrook, Hopkin, Lund, Snow, Stevens, Stewart, Tanner.

Absent and not voting: Senators Farr, Grover, Lindstrom, Peterson, Thornton.

H. B. No. 14 was returned to the House.

H. J. R. No. 1 was read the second time.

Committee report read and adopted.

H. J. R. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 5; Absent, 6.

Those voting in the affirmative were: Senators Baker, Grover, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stewart, Mr. President.

Those voting in the negative were: Senators Griffin, Holbrook, Hopkin, Stevens, Tanner.

Absent and not voting: Senators Billings, Farr, Frischknecht, Lindstrom, Peterson, Thornton.

S. B. No. 190 was read the second time.

Committee report read and adopted.

S. B. No. 190 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Frischknecht, Hopkin, Lamoreaux, Lindstrom, Parratt, Peterson.

S. B. No. 197 was read the second time.

Committee report read and adopted.

On motion of Senator Maw the bill was amended as follows:

Line 5, after the word "corrections" insert "provided that no board member shall receive more than $25.00 in any month plus", also strike the word "and".

S. B. No. 197 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Frischknecht, Holmes, Hopkin, Lindstrom, Parratt, Peterson.

S. B. No. 198 was read the second time.

Committee report read and adopted.

S. B. No. 198 was placed on the Third Readng Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Royle, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Hopkin, Lamoreaux, Lindstrom, Parratt, Peterson, Snow, Tanner.

S. B. No. 199 was read the second time.

Committee report read and adopted.

S. B. No. 199 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Hopkin, Lamoreaux, Lindstrom, Parratt, Peterson.

Senator Maw moved that the rules be suspended and that we consider *S. B. Nos. 190, 197, 198* and *199* on Third Reading.

Motion carried.

S. B. No. 190 was read the third time and placed on its final passage.

S. B. No. 190 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holmes, Hopkin, Lindstrom, Parratt, Peterson.

S. B. No. 190 was transmitted to the House.

S. B. No. 197 was read the third time and placed on its final passage.

S. B. No. 197 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holmes, Hopkin, Lindstrom, Parratt, Peterson.

S. B. No. 197 was transmitted to the House.

S. B. No. 198 was read the third time and placed on its final passage.

S. B. No. 198 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holmes, Hopkin, Lindstrom, Parratt, Peterson.

S. B. No. 198 was transmitted to the House.

S. B. No. 199 was read the third time and placed on its final passage.

On motion of Senator Nelson the bill was amended as follows:

Lines 10, 11 and 12, strike the word "April" and insert "March".

S. B. No. 199 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holmes, Hopkin, Lindstrom, Lund, Parratt, Peterson.

S. B. No. 199 was transmitted to the House.

S. B. No. 185 was read the second time.

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 25th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 42*, by Mr. Stringham, entitled, "AN ACT AMENDING SECTION 19-13-11, REVISED STATUTES OF UTAH, 1933, RELATING TO OFFICIAL BONDS OF COUNTY AND PRECINCT OFFICERS."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 25th day of February, 1937, approve and transmit to the Secretary of State, *H. B. No. 1*, by Mr. Bonacci, entitled, "AN ACT AMENDING SECTIONS 42-1-61, 42-1-62, 42-1-63, 42-1-64, 42-1-69 AND 42-1-70 REVISED STATUTES OF UTAH, 1933, RELATING TO WORKMEN'S COMPENSATION."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Royle the Senate adjourned.

FORTY-SEVENTH DAY

MORNING SESSION

February 26, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Billings and Lund, excused.

Prayer by the Chaplain.

February 26, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the forty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

DEXTER FARR,
SILAS E. TANNER.

Report adopted and filed.

REPORT OF SPECIAL COMMITTEE

February 26, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the second reading calendar:
S. B. Nos. 154, 227, 76, 77, 230, 231, 82, 222, 223, 161 and 125.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 9*, by Mr. Pett.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 65,* by Mr. Spence.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H.B.No.77,* by Mr. Twitchell.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Tidwell, Mr. Moody, and Mrs. Albert Jensen, to act with a like committee from the Senate to consider *H. B. No. 11* by Mr. Selvin.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 20,* by Mr. Bennion, entitled, "AN ACT AMENDING SECTION 80-7-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS OF THE COUNTY BOARD OF EQUALIZATION, TO ELIMINATE THE PROVISION FOR THE ABATEMENT OF TAXES OF ANY INDIGENT PERSON.", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 20 was read the first time and referred to Committee on Social Relations and Relief.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 70,* by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 80-5-4, 80-5-8, REVISED STATUTES OF

UTAH, 1933, RELATING TO THE ASSESSMENT OF PROPERTY AND STATEMENTS OF TAXPAYERS RELATIVE THERETO.", and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 70 was read the first time and referred to Committee on Revenue and Taxation.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Burton, Mr. Low and Mr. Brewster, to act with a like committee from the Senate to consider *H. B. No. 17,* by Mr. Burton.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

February 25, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 16,* by Mr. Holbrook, entitled, "AN ACT AMENDING 43-8-7, 43-8-11, REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY MUTUAL FIRE AND LIGHTNING INSURANCE COMPANIES.", and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 16 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 251 By Mr. Holmes

AN ACT MAKING FRIDAY, THE 17 DAY OF SEPTEMBER, A. D., 1937, A LEGAL HOLIDAY IN COMMEMORATION OF THE FORMATION OF THE CONSTITUTION FOR THE UNITED STATES OF AMERICA, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 64 was read the third time and placed on its final passage.

H. B. No. 64 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Huggins, Lund, Nelson, Stewart, Thornton.

H. B. No. 64 was returned to the House.

H. B. No. 5 was read the third time and placed on its final passage.

Senator Nelson moved that *H. B. No. 5* retain its position on the calendar.

Motion carried.

H. J. R. No. 1 was read the third time and placed on its final passage.

On motion of Senator Royle the bill was amended as follows:

In the House amendment in Section 2, line 5, strike the words "provided for" and insert "determine number of" and at the end of the section insert "pay day".

H. J. R. No. 1 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Lund.

H. J. R. No. 1 was returned to the House.

H. B. No. 69 was read the third time and placed on its final passage.

H. B. No. 69 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Lund.

H. B. No. 69 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Royle *S. B. No. 121* was made a special order of business for this afternoon at 2:15.

S. B. No. 194 was read the second time.

Committee report read and adopted.

On motion of Senator Stevens the bill was amended as follows:

Line 19 of the title, strike the second and fourth words "AND" and insert a comma in lieu thereof.

Page 2, line 10, insert the letter "a" after the word "preserve".

Page 3, line 28, strike the words "or which".

Page 4, line 25, change the word "carrier" to read "carriers".

Page 7, line 9, strike the word "when" and insert the word "who".

Line 15, strike the word "end" and insert the word "and".

Page 11, line 8, strike the first comma and strike the first appearing word "or" and insert the word "of".

Line 5, at the end of the line insert the following: "Such rules and regulations shall contain minimum tariffs which shall be based upon a passenger mile or a bus mile basis and shall be uniformly applied among all carriers engaging in such special or chartered service."

Page 12, line 25, after the word "water" insert the following: "; nor shall the provisions of this section apply to any bureau or hotel engaging in the business of routing tourist parties or selling sight-seeing tours to parties or individuals over the lines of common carriers holding certificates to conduct such sight-seeing tours in this state."

Page 13, line 23, strike the word "charged" and insert the word "changed".

Page 14, line 33, at the end of the line insert the following: "sion, just and reasonable regulations and practices in connection there-".

Page 4, lines 2, 8 and 14, strike the words "or which".

On motion of Senator Nelson the bill was amended as follows:

Page 6, line 4, strike the word "may" and insert "shall".

On motion of Senator Farr *S. B. No. 194* was made a special order of business for Monday, March 1, 1937, at 10:30 a. m.

S. B. No. 154 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senators Billings and Holbrook, excused.

Senator Thornton moved to reconsider the vote by which *H. B. No. 32* was passed and that said bill be placed on the Third Reading Calendar.

Motion carried.

SPECIAL ORDER

S. B. No. 121 was read the second time.

Committee report read and adopted.

Senator Royle moved that the title and subject matter of *H. B. No. 220* replace the title and subject matter of *S. B. No. 121*.

Motion carried.

On motion of Senator Nelson the bill was amended as follows:

Page 1, line 10, strike the "s" on the word "trailers" and after said word insert the word "camps".

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 8, and page 2, line 13, strike "and/".

S. B. No. 121 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Lamoreaux, Thornton.

FURTHER CONSIDERATION OF S. B. No. 154

S. B. No. 154 on second reading.

On motion of Senator Farr the bill was amended as follows:

Page 2, line 21, after the sixth word "court" insert "of the state of Utah," also add a comma after the word "provided" and delete the balance of line 21, all of lines 22, 23, 24, 25, and insert the following: "All contracts and purchases in excess of $500 during a period of thirty days, except in cases of emergency and except insurance and surety bonds, shall be made on contract, let, after calling for bids either by public advertisement or upon written notification to all interested parties, to the responsible bidder making the lowest and best bid. Any person is interested and entitled to notice if he shall file with said board a written statement that he desires notice of bids, and specifying the contract, goods or services in which he is interested and concerning which he desires notice. The board may reserve the right to reject any and all bids, provided, at the time set for determining the responsible bidder making the lowest and best bid the board shall publicly open the bids after written notice to bidders specifying the date and the hour when such bids will be opened."

On motion of Senator Snow the bill was amended as follows:

Page 1, line 3, strike "( )" and insert "the governor,".

On motion of Senator Nelson the bill was amended as follows:

Page 3, line 14, strike "( ) secretary of state".

Line 15, strike "board of supplies and purchase" and insert "senate".

On motion of Senator Huggins the bill was amended as follows:

Page 3, line 16, after the word "secretary" insert "and he may be removed at the will of the board".

On motion of Senator Nelson the bill was amended as follows:

Page 1, line 3, strike the last two words.

Line 4, strike the first two words.

S. B. No. 154 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holbrook, Holmes.

On motion of Senator Farr *S. B. No. 227* was recommitted to the Sifting Committee.

S. B. No. 77 was read the second time.

Committee report read and adopted.

On motion of Senator Maw the bill was amended as follows:

Page 1, line 17, and page 2, line 16, after the word "Utah" insert "whose rates are based on the valuation of its properties or the amount of its investments".

On motion of Senator Lindstrom the Senate adjourned.

FORTY-EIGHTH DAY

MORNING SESSION

February 27, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Billings, Holmes and Stewart. Senators Billings and Holmes, excused.

Prayer by the Chaplain.

February 27, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the forty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,
DEXTER FARR,
SILAS E. TANNER.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 25, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 250* by Mrs. Stewart, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 250 was ordered printed and referred to the Committee on State and Municipal Affairs.

February 26, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 251* by Mr. Holmes, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 251 was ordered printed and referred to the Committee on Judiciary.

February 26, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 2* by Mr. Ramey, has examined the same and reports out favorably.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 2 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 3* by Mr. Ramey, has examined the same and reports out favorably.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 3 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 73* by Mr. Holbrook, report same out favorably and recommend that it take its place on the calendar with *S. B. No. 42* and *H. B. No. 19*.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 73 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 161* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 161 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 222* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 222 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 223* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 223 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 225* by Mr. Snow, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 225 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 230* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 230 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 231* by Committee on Revenue and Taxation, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 231 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 247* by Mr. Holbrook, report same out and recommend that it be given immediate consideration.

Respectfully,
WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 247 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

Your Committee on Education, to which was referred *S. C. M. No. 2* by Mr. Parratt, has examined the same and reports out favorably.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. C. M. No. 2 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 12* by Mr. Holmes, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 12 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 13* by Mr. Holmes, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 13 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 14* by Mr. Holmes, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 14 was referred to the Sifting Committee.

February 26, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 15* by Mr. Holmes, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. J. R. No. 15 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

February 26, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Watson, Mr. Granger and Mr. Weggeland, to act with a like committee from the Senate to consider *S. B. No. 71,* by Mr. Holbrook.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed a Conference Committee consisting of Senators Holbrook, Farr and Grover to act with a like committee from the House to consider amendments to *S. B. No. 71.*

February 26, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 83,* by Mr. Holbrook and Mr. Granger, entitled, "AN ACT AMENDING SECTION 5 OF CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, TO PROVIDE FOR THE ISSUANCE OF TOKENS TO FACILITATE PAYMENT OF THE TAX IMPOSED.", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 83 was read the first time and referred to Committee on Revenue and Taxation.

February 26, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 90,* by Mr. Granger, entitled, "AN ACT PROVIDING FOR THE SAFETY OF THE PUBLIC AND RAILROAD EMPLOYEES BY PROHIBITING THE MOVEMENT OF DEFECTIVE ROLLING STOCK OF RAILROAD COMPANIES OPERATING OR IN CONTROL OF THE OPERATION OF RAILROADS WITHIN THE STATE OF UTAH AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT.", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 90 was read the first time and referred to Committee on Health and Labor.

February 26, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. M. No. 5,* by Mr. Marthakis, Mr. Spence, Mr. Holbrook, Mr. T. W. Jensen and Mr. Lundell, entitled, "A MEMORIAL FOR MORE ADEQUATE PROVISION FOR THE ERADICATION OF NOXIOUS WEEDS AND TO CONSERVE AND PROTECT THE AGRICUL-

TURAL RESOURCES OF THE SEVERAL STATES OF THE UNITED STATES.", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 5 was read the first time.

On motion of Senator Huggins the rules were suspended and *H. J. M. No. 5* was read the second and third times and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

In the last line strike the words "and to each member of Congress".

H. J. M. No. 5 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Billings, Grover, Holbrook, Holmes, Lindstrom, Stewart, Thornton.

H. J. M. No. 5 was returned to the House.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 252 By Committee on Revenue and Taxation

AN ACT IMPOSING A TAX UPON NATIONAL BANKS AND IMPOSING A FRANCHISE TAX UPON FINANCIAL CORPORATIONS AND ALL OTHER CORPORATIONS, JOINT STOCK COMPANIES, JOINT STOCK ASSOCIATIONS, BUSINESS TRUSTS OR OTHER ASSOCIATIONS WHERE INTEREST OR OWNERSHIP IS EVIDENCED BY CERTIFICATES OR OTHER WRITTEN INSTRUMENTS, ACCORDING TO OR MEASURED BY THEIR NET INCOME AND PROVIDING FOR A MINIMUM FRANCHISE TAX BASED UPON THE FAIR VALUE OF THE TANGIBLE PROPERTY LOCATED WITHIN THIS STATE, was read the first time and referred to the Committee on Revision and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 121 was read the third time and placed on its final passage.

On motion of Senator Hopkin the bill was amended as follows:

Line 11 of the title, strike the "S" on the word "TRAILERS" and insert the word "CAMPS,".

S. B. No. 121 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Holmes, Lindstrom, Parratt, Peterson, Royle, Snow, Stewart.

S. B. No. 121 was transmitted to the House.

UNFINISHED BUSINESS

S. B. No. 185 on second reading.

On motion of Senator Huggins the bill was amended as follows:

Page 3, line 24, after the word "state" insert "; property stored in the state of Utah for resale, consumption or use in some state other than the state of Utah".

Page 4, line 5, after the word "business" insert the following: "and for the purposes of this act, poultry, dairy and other livestock feed, and the components thereof and all seeds or seedlings, are deemed to become component parts of the eggs, milk, meat and other livestock products, plants and plant products, produced for resale; and each purchase of such feed or seed shall be exempt from taxation under this act."

S. B. No. 185 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Holmes, Lindstrom, Parratt, Snow, Stewart.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 154 was read the third time and placed on its final passage.

On motion of Senator Grover the bill was amended as follows:

Page 3, line 13, strike "( )" and insert the following:

"(11) Prepare and submit to the governor biennially, not later than the 1st day of January preceding the convening of the legislature, a state budget conforming to the provisions of section 87-2-7."

On motion of Senator Holbrook the bill was amended as follows:

Immediately following subsection "11" insert the following:

"(12) Maintain a book in which shall be entered all purchases made each day by the board, such book shall also contain the purchases made by the board each of the preceding five days, and such book shall be kept where it shall be readily available at all times to the inspection of any taxpayer."

On motion of Senator Holbrook *S. B. No. 154* was tabled.

UNFINISHED BUSINESS

S. B. No. 77 on second reading.

On motion of Senator Maw the bill was amended as follows:

On page 2, at the end of line 20, add the following: "In making such declaration every public utility may take into consideration any increase or decrease in values of such property during the tax year last past and may raise or lower its declared true values accordingly."

On page 3, line 3, strike the words "said values" and insert "said last declared values".

On motion of Senator Nelson the bill was amended as follows:

Page 3, line 2, after the word "commission" insert the following "upon evidence taken by and filed with the commission".

S. B. No. 77 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Holmes, Parratt, Peterson, Stewart.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 76 was read the second time.

Committee report read and adopted.

S. B. No. 76 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Holmes, Parratt, Peterson, Royle, Stewart.

S. B. No. 230 was read the second time.

Committee report read and adopted.

S. B. No. 230 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Holmes, Parratt, Peterson, Royle, Snow, Stewart.

On motion of Senator Grover *S. B. No. 154* was taken from the table.

S. B. No. 154 on third reading.

On motion of Senator Grover the bill was amended as follows:

Page 3, after subsection "11" insert the following:

"Maintain a budget control system recording the constituent elements of the general fund in their proper relationship to each other and shall keep all accounts in balance and strictly current with the fund and appropriation ledger of the state auditor.

Shall furnish to the governor monthly (and the legislature when requested) reports showing the available cash resources of the general fund estimated revenue and anticipated time of collection; the current incumbrances, future obligations and estimated date they accrue, appropriation obligations, quarterly allotments, unincumbered allotments, reserves and surplus; as well as the capital assets and liability accounts of the state, showing depreciated values of the fixed assets, including lands and buildings; and the valuation account of all other state property.

Shall require the head of each department, institution and agency of the state government to submit to the governor not later than May 15th of each year, a work program for the ensuing fiscal year. Such program shall include all appropriations and other funds from any source whatsoever made available to said department, institution or agency for its operation and maintenance and shall show the requested allotments of said appropriations or other funds by quarterly periods for the entire fiscal year. The executive secretary of the board shall review under the direction of the governor, the requested allotments with respect to the work program of each department, institution or agency, and shall, if the governor deems necessary, revise, alter, decrease or change such allotments before approving the same; or, may proceed to make independent allotments which shall be binding on the said department, institition or agency, when a work program is not furnished by any said department as required by this section. The aggregate of such allotments shall not exceed the total appropriations or other funds from any source, whatsoever, made available to said department, institution or agency, for the fiscal year in question. The executive secretary shall transmit a copy of the allotments when approved by the governor to the head of the department, institution or agency concerned and also a copy to the auditor of the state. The auditor of the state shall thereupon permit all expenditures to be made from the appropriations or other funds from any source whatsoever on the basis of such allotments and not otherwise."

On motion of Senator Farr the bill was amended as follows:

Page 2, in the amendment inserted on line 21, after the word "purchases" insert "of like material or products".

On motion of Senator Nelson the bill was amended as follows:

Page 3, line 16, after the first word insert the following: "whose term of office shall begin March 1, 1937."

On motion of Senator Holbrook the bill was amended as follows:

Page 3, between lines 28 and 29 insert the following:

(2) The executive secretary shall act as the director of the state budget, under the immediate control of the governor, and be responsible directly to him on all matters pertaining thereto; and he shall prepare and submit to the governor biennially, not later than the first Monday in January preceding the convening of the legislature, a state budget conforming with section 87-2-7 of the Revised Statutes of Utah, 1933."

On motion of Senator Farr the bill was amended as follows:

Page 3, line 15, after the word "senate" insert "at each regular term of the legislature".

On motion of Senator Maw the bill was amended as follows:

Line 2 of the title, and line 2 of the bill, after the figures "1933" insert "as amended by Laws of Utah, 1933".

S. B. No. 154 then passed on the following roll call:

Yeas, 12; Nays, 5; Absent, 6.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Tanner, Mr. President.

Those voting in the negative were: Senators Huggins (expl. vote), Peterson, Snow (expl. vote), Stevens, Thornton.

Absent and not voting: Senators Baker, Billings, Griffin, Holmes, Parratt, Stewart.

S. B. No. 154 was transmitted to the House.

On motion of Senator Huggins the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senators Billings, Griffin, Holmes and Lindstrom, excused.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 253 By Mr. Maw

AN ACT AMENDING SECTIONS 105-25-1, 105-25-2, 105-25-5, 105-25-15, AND 105-25-17, AS ENACTED BY CHAPTER 122, LAWS OF UTAH, 1935, AND SECTION 105-49-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 134, LAWS OF UTAH, 1935, RELATING TO PLEAS TO AN INDICTMENT OR INFORMA-

TION; FIXING PROCEDURE UPON PLEAS AND UPON A VERDICT OF NOT GUILTY BY REASON OF INSANITY AND WHERE AN INSANE PERSON IS SUBJECT TO A CRIMINAL CHARGE AND WHERE A DEFENDANT GIVES NOTICE OF A PROPOSED DEFENSE OF INSANITY; AND ENACTING NEW SECTIONS REQUIRING A DEFENDANT TO GIVE NOTICE OF A PROPOSED DEFENSE OF INSANITY, AND PROVIDING THAT PENDING PROSECUTIONS SHALL NOT BE AFFECTED BY THIS ACT, was read the first time and referred to the Committee on Revision and Enrolling.

On motion of Senator Frischknecht *S. B. No. 192* was recalled from the Sifting Committee and recommitted to the Committee on Revenue and Taxation.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 231 was read the second time.

Committee report read and adopted.

S. B. No. 231 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Frischknecht, Hopkin, Huggins, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Parratt.

S. B. No. 82 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 1, line 6, strike "April" and insert "March".

Lines 8 and 9, strike "March 31" and insert "February 28".

S. B. No. 82 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Farr, Frischknecht, Hopkin, Hugins, Lamoreaux, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Grover, Holbrook, Holmes, Lindstrom, Parratt.

S. B. No. 222 was read the second time.

Committee report read and adopted.

S. B. No. 222 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Holbrook, Holmes Hopkin, Lindstrom.

S. B. No. 223 was read the second time.

Committee report read and adopted.

S. B. No. 223 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Huggins, Lamoreaux, Lund, Nelson, Peterson, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Holbrook, Holmes, Hopkin, Lindstrom, Parratt, Royle, Snow.

COMMUNICATIONS FROM THE HOUSE

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 29,* by Mr. Burton, entitled, "AN ACT REPEALING SECTIONS 79-12-4, 79-12-5, AND AMENDING SECTION 79-12-7, REVISED STATUTES OF UTAH, 1933, PERTAINING TO AND ABOLISHING THE RECOGNITION OF ASSISTANT PHARMACISTS.", and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 29 was read the first time and referred to Committee on Judiciary.

On motion of Senator Tanner the Senate adjourned.

FIFTIETH DAY

MORNING SESSION

March 1, 1937.

The Senate was called to order at 10:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 1, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the forty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,
DEXTER FARR,
SILAS E. TANNER.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 27, 1937.

Mr. President:

Your Committee on Highways, to which was referred *S. B. No. 235* by Mr. Frischknecht, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

S. B. No. 235 was referred to the Sifting Committee.

February 27, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 46,* by Mr. Jensen, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 46 was referred to the Sifting Committee.

February 27, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred

S. B. No. 212, by Mr. Holbrook, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 212 was referred to the Sifting Committee.

March 1, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 10* by Mr. Maw, with a minor change assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 10 was ordered printed and referred to the Committee on Judiciary.

COMMUNICATIONS FROM THE HOUSE

March 1, 1937.

Mr. President:

I am directed to invite your Honorable Body to meet with the House in joint convention in a Committee of the Whole, on March 1, 1937, at 4:00 p.m., for the purpose of hearing the report of the Governor's Committee on investigation matters pertaining to the Central Utah, Piute, and Carbon Water Companies.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Parratt the invitation was accepted.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 54*, by Mr. Holbrook, entitled, "AN ACT RELATING TO TITLE INSURANCE COMPANIES AND TO THE BUSINESS OF TITLE INSURANCE; CREATING A GUARANTEE FUND FOR DOMESTIC AND FOREIGN TITLE INSURANCE COMPANIES; IMPOSING REQUIREMENTS FOR A TITLE INSURANCE SURPLUS FUND; AND RELIEVING TITLE INSURANCE COMPANIES FROM THE OPERATION OF SUBDIVISION 4, SECTION 43-3-2 AND SUB-

DIVISION 4, SECTION 43-3-3, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 54 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 56*, by Mr. Whiting and Mr. Low, entitled, "AN ACT AMENDING SECTION 30-0-50, REVISED STATUTES OF UTAH, 1933, RELATING TO THE TRAPPING AND KILLING OF BEAVER, PROVIDING FOR THE APPOINTMENT OF DEPUTY GAME COMMISSIONERS FOR THE PROTECTION OF BEAVER, FIXING THEIR COMPENSATION AND DUTIES, PROVIDING FOR A BOND, AND PROVIDING A PENALTY FOR VIOLATIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 56 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 61*, by Mr. T. W. Jensen, entitled, "AN ACT AMENDING SECTION 3-1-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE STATE BOARD OF AGRICULTURE," and the same is transmitted for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 61 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 66*, by Mr. Eynon, entitled, "AN ACT TO PROVIDE FOR THE LICENSING OF WINERIES AND DISTILLERIES IN THE STATE OF UTAH; AND PROVIDING FOR AN INSPECTION FEE, LICENSE FEE, AND BOND; PROVIDING THAT UTAH GROWN PRODUCTS SHALL BE USED IN THE MANUFACTURE OF DISTILLED AND FERMENTED PRODUCTS IN SAID DISTILLERIES OR WINERIES WHEREVER PRACTICABLE; RELATING TO THE SALE OF UTAH MADE, DISTILLED AND FERMENTED PRODUCTS; PROVIDING FOR THE FORFEITURE OF PERMITS AND BONDS; EMPOWERING THE LIQUOR CONTROL COMMISSION TO FIX RULES AND REGULATIONS; AND REPEALING ALL ACTS IN CONFLICT HEREWITH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 66 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 43*, by Mr. Taylor, entitled, "AN ACT RELATING TO THE ESCHEAT TO THE STATE OF UTAH OF ALL UNCLAIMED DIVIDENDS OF UTAH CORPORATIONS AND ALL UNCLAIMED ASSETS OF UTAH CORPORATIONS, HAVING BEEN ORDERED DISTRIBUTED BY DECREE OF COURT, AND PROVIDING METHOD OF PROCEDURE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 43 was read the first time and referred to Committee on Judiciary.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 87*, by Mr. Holbrook, entitled, "AN ACT TO REQUIRE VENDORS TO COLLECT FROM THE CONSUMER THE TAX IMPOSED BY CHAPTER 63, LAWS OF UTAH, 1933, AS AMEND-

ED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTERS 91 AND 92, LAWS OF UTAH, 1935," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 87 was read the first time and referred to Committee on Agriculture and Irrigation.

February 27, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 14*, by Mr. Brewster, entitled, "A JOINT RESOLUTION RELATING TO ERECTION OF A MEMORIAL ON FORT DOUGLAS MILITARY RESERVATION COMMEMORATING THE ENTRANCE OF THE MORMON PIONEERS OF 1847 INTO SALT LAKE VALLEY," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 14 was read the first time and referred to Committee on Social Relations and Relief.

On motion of Senator Peterson the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present.

SPECIAL ORDER

S. B. No. 194 on second reading.

On motion of Senator Snow the bill was amended as follows:

Page 21, line 22, strike the figures "50,000" and insert "30,000".

S. B. No. 194 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Parratt, Peterson, Snow, Stewart, Thornton.

Absent and not voting: Senators Farr, Grover, Lamoreaux, Nelson, Royle, Stevens, Tanner, Mr. President.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 32 was read the third time and placed on its final passage.

On motion of Senator Grover *H. B. No. 32* was made a special of business for tomorrow, March 2, at 2:30 p. m.

S. B. No. 185 was read the third time and placed on its final passage.

On motion of Senator Snow the bill was amended as follows:

Page 5, lines 3, 5, and 9; page 6, lines 14 and 18; page 10, line 31; page 11, line 31; page 12, lines 30, 31 and 32, strike "and/".

S. B. No. 185 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart.

Absent and not voting: Senators Farr, Frischknecht, Grover, Lamoreaux, Tanner, Thornton, Mr. President.

S. B. No. 185 was transmitted to the House.

Upon unanimous consent of the Senate *S. B. No. 186* was withdrawn.

S. B. No. 230 was read the third time and placed on its final passage.

S. B. No. 230 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner.

Absent and not voting: Senators Farr, Grover, Peterson, Thornton, Mr. President.

S. B. No. 230 was transmitted to the House.

S. B. No. 231 was read the third time and placed on its final passage.

S. B. No. 231 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Farr, Hopkin, Lund, Peterson, Thornton.

S. B. No. 231 was transmitted to the House.

S. B. No. 82 was read the third time and placed on its final passage.

S. B. No. 82 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Farr, Hopkin, Lamoreaux, Lund, Peterson, Thornton.

S. B. No. 82 was transmitted to the House.

S. B. No. 77 was read the third time and placed on its final passage.

On motion of Senator Maw the bill was amended as follows:

Page 1, line 16, after the word "must" insert "on or before the first day of December of each year".

S. B. No. 77 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Tanner, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Hopkin, Peterson, Snow, Thornton.

S. B. No. 77 was transmitted to the House:

S. B. No. 76 was read the third time and placed on its final passage.

On motion of Senator Maw the bill was amended as follows:

Page 2, line 5, strike the first 7 words and insert "other tangible property similarly assessed".

S. B. No. 76 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Stevens, Tanner, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Hopkin, Peterson, Royle, Snow, Thornton.

S. B. No. 76 was transmitted to the House.

S. B. No. 222 was read the third time and placed on its final passage.

S. B. No. 222 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Hopkin, Huggins, Peterson, Royle, Thornton.

S. B. No. 222 was transmitted to the House.

S. B. No. 223 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Page 2, line 2, strike the word "hard" and insert "hand".

S. B. No. 223 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Hopkin, Huggins, Peterson, Royle, Thornton.

S. B. No. 223 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 161 was read the second time.

Committee report read and adopted.

On motion of Senator Holmes the bill was amended as follows:

Page 2, line 3, after the word "copy" delete the period and insert the following ", provided, all such certified copies of such returns shall be kept by said persons, departments, or agents (enumerated in section 1 hereof) receiving the same, and except for the use of the said persons, departments, or agents shall be and remain confidential."

Senator Farr moved that *S. B. No. 161* retain its position on the calendar.

Motion carried.

S. B. No. 225 was read the second time.

Committee report read and adopted.

S. B. No. 225 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Billings, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Farr, Frischknecht, Griffin, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Thornton.

REPORT OF SPECIAL COMMITTEE

March 1, 1937.

Mr. President:

Your Sifting Committee hereby reports out the following bills to

take their place in the order listed at the foot of the second reading calendar:

S. B. Nos. 247, 73, 118, 217, 37, 114, 115, 175.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 247 was read the second time.

Committee report read and adopted.

Senator Stevens moved that *S. B. No. 247* retain its position on the calendar.

Motion carried.

S. B. No. 217 was read the second time.

Committee report read and adopted.

S. B. No. 217 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 3; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Hopkin, Huggins, Lamoreaux, Lund, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Peterson, Snow, Stevens.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Holmes, Lindstrom, Nelson, Parratt, Thornton.

S. B. No. 37 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the bill was amended as follows:

Line 2, of the title, and line 8 of the bill, strike the word "AND" and after the figures "90" insert "103, and 104". Line 5, after the word "liquors" insert "THE MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER".

Page 2, line 14, after the word "have" insert "the exclusive".

Page 3, between lines 4 and 5 insert the following:

"103. The *state* tax commission shall at all times obtain and keep on hand or available stamps of denominations suitable for paying the tax on *containers of beer ordinarily in use at the time, including* bottles, *jugs*

and cans, of a maximum capacity of 16 ounces; bottles of a maximum capacity of 32 ounces; bottles of a maximum capacity of 64 ounces; kegs of a maximum capacity of one-eighth barrel; kegs of a maximum capacity of one-quarter barrel; kegs of a maximum capacity of one-half barrel; and barrels of maximum capacity of 31 wine gallons. The *state* tax commission may, in its discretion, cause to be prepared and kept on hand stamps of other denominations. The stamp affixed to any immediate container under the provisions of the act must be sufficient to pay the tax upon the maximum capacity of such container, and if stamps are not provided by law, or in the discretion of the *state* tax commission of denominations accurately adapted for the payment of the tax on the maximum capacity of the container, then the stamp adapted for the payment of the tax on the container, of the next higher capacity. ( ) *Such stamps shall only be sold by the state tax commission to those who have satisfied said commission under such regulations as it may prescribe that they are authorized to use the stamp.* The *state* tax commission may, in its discretion, establish reasonable tolerances with relation to the maximum capacity of containers and the tax to be paid with respect thereto.

104. Any person required by this act to affix stamps to ( ) *containers of beer, including* bottles, *jugs and cans,* may furnish to the *state* tax commission a design for ( ) *the* label which he proposes to affix to ( ) *such containers,* which design shall leave near the middle thereof a suitable blank space sufficient to have such stamps imprinted therein. Such person may thereupon deposit with the state auditor a sufficient sum to cover the cost of the manufacture and printing such labels, whereupon the state auditor shall procure the quantity of such labels ordered and so paid for, and shall cause the appropriate stamp to be printed in the blank spaces. Such labels shall thereafter be sold to the persons entitled to purchase them for the price of the stamps imprinted thereon, and may be used as and for the stamps required by this act.

The state tax commission shall also, upon request, under such regulations as it may make, publish and file as hereinbefore provided, license any manufacturer of beer continers, within or without the state, to print, lithograph emboss or imprint upon the crowns, caps, covers, lids, can ends or other means of covering, closing or sealing such containers, such words, symbol, or devices as such regulations may authorize, in lieu of the stamp or label herein prescribed, and to keep on hand and to sell such crowns, caps, covers, lids, can ends, or other means of covering, closing or sealing such containers, either separately or as a part of such containers, only to qualified users thereof, as herein prescribed, when the same amounts are paid by such users thereof to the state therefor as are required herein to be paid for stamps, such payment to be made as prescribed by such regulations; provided, however, only if such manufacturers shall have filed with the state tax commission a bond running to the state of Utah, in such form and amount as said commission may prescribe,

with such surety or sureties satisfactory to the commission. Containers of beer with such crowns, caps, covers, lids, can ends, or other means of covering, closing, or sealing the same, so authorized, may be used and distributed to the same extent as if stamps or labels as herein specified were used thereon.

Senator Huggins moved that the rules be suspended and that *S. B. No. 72* be recalled from the Sifting Committee and placed on the Second Reading Calendar.

Motion carried.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 254 By Mr. Maw

AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM THE SALT LAKE CITY CHAMBER OF COMMERCE AND COMMERCIAL CLUB THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 32 EXCHANGE PLACE, SALT LAKE CITY, UTAH, TO BE USED AS A STATE OFFICE BUILDING; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES AND PROVIDING FOR AUTHORIZATION OF BOND ISSUE TO COVER PRESENT ENCUMBRANCES AND TO MAKE IMPROVEMENTS, was read the first time and referred to the Committee on Revision and Enrolling.

Senator Farr moved that beginning tomorrow the Senate hold sessions starting at 9:00 a. m.

Motion carried.

Senator Grover moved that the Senate adjourn at the conclusion of the Joint Convention.

The President declared the Senate in recess to proceed to the House Chamber to meet in Joint Convention.

JOINT CONVENTION

Roll Call—A quorum of both Senate and House members present.

On motion of Representative Marthakis the Joint Convention resolved itself into a Committee of the Whole to hear the Governor's Committee on Investigation report its findings pertaining to the Central Utah, Piute and Carbon Water Companies.

On motion of Representative Marthakis the Committee of the Whole dissolved.

The Joint Convention adjourned.

FIFTY-FIRST DAY

MORNING SESSION

March 2, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

The President appointed Senators Royle and Lindstrom to read the Journal for the week beginning March 1, 1937.

March 2, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fiftieth day and find it correct with minor amendements noted on the final copy.

Respectfully,
E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 1, 1937.

Mr. President:

We, your Committee on Banking and Commerce, to which was referred *S. B. No. 211*, by Mr. Huggins, hereby report the same back favorably.

Respectfully,
MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 211 was referred to the Sifting Committee.

March 1, 1937.

Mr. President:

Your Judiciary Committee, to which was referred *H. B. No. 4*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook and Mr. Pett, hereby reports the same back without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 4 was referred to the Sifting Committee.

March 1, 1937.

Mr. President:

Your Judiciary Committee, to which was referred *H. B. No. 8*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook and Mr. Pett, hereby reports the same back without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 8 was referred to the Sifting Committee.

March 1, 1937.

Mr. President:

Your Committee on Social Relations and Relief, to which was referred *S. J. R. No. 16,* by Mrs. Lund, hereby reports the same back favorably.

Respectfully,

MRS. A. C. LUND,
Chairman.

Report filed.

S. J. R. No. 16 was referred to the Sifting Committee.

March 1, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *S. B. No. 245* by Mrs. Lund, begs leave to report the same out without recommendation.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

S. B. No. 245 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 254* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 254 was ordered printed and referred to the Committee on Appropriations and Claims.

March 2, 1937.

Mr. President:

Your Committee on Banking and Commerce, to which was referred *H. B. No. 7,* by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook and Mr. Pett, has carefully examined the same and reports same out without recommendation.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

H. B. No. 7 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 19* by Mr. Bennion, Mr. Twitchell, Mr. Holbrook, Mr. Spence, Mr. Jensen and Mr. Brewster, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 19 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

March 1, 1937.

Mr. Speaker and Mr. President:

Your Conference Committee on *H. B. No. 17,* by Mr. Burton, recommends that the House concur in the Senate amendment on page 1, line 11.

That the Senate recede from its amendment on page 1, line 14.

That the Senate recede from its amendment on page 2, line 4.

That the Senate recede from its amendment on page 2, lines 6 and 7.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman, Senate Committee.

WILFORD M. BURTON,
Chairman, House Committee.

Report filed.

On motion of Senator Stewart the conference committee report was rejected.

February 27, 1937.

Mr. Speaker and Mr. President:

Your Conference Committee on *H. B. No. 11* by Mr. Selvin recommends that the Senate recede from its amendment on page 2, line 8, after the word "employer" inserting "having four or more employees".

That the Senate recede from its amendment on page 2, lines 11, 12, 13, 14, and 15.

That the House concur in the Senate amendment on page 2, line 17.

That the House concur in the Senate amendment on page 2, line 30. Changed to read as follows: "The provisions of this act shall not apply to the employees of the federal government or employees in agriculture."

That the Senate recede from its amendment on page 6, line 18.

Respectfully,

DANIEL STEVENS,
Chairman, Senate Committee.

D. A. TIDWELL,
Chairman, House Committee.

Report filed.

On motion of Senator Stevens the committee report was adopted.

H. B. No. 11 then passed on the following roll call:

Yeas, 13; Nays, 4; Absent, 6.

Those voting in the affirmative were: Senators Billings, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin, Peterson, Stevens, Stewart.

Absent and not voting: Senators Baker, Farr, Frischknecht, Huggins, Lamoreaux, Snow.

H. B. No. 11 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 8*, by Mr. Holbrook, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PASS SUCH LEGISLATION AS MAY BE NECESSARY AND PROPER FOR THE CONTINUANCE OF THE FEDERAL POLICY OF NATIONAL RECLAMATION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 8 was read the first time and referred to Committee on Agriculture and Irrigation.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 164*, by Mr. T. W. Jensen, entitled, "AN ACT DECLARING THE NECESSITY OF CREATING GOVERNMENTAL SUBDIVISIONS OF THE STATE, TO BE KNOWN AS "SOIL CONSERVATION AND FLOOD CONTROL DISTRICTS," TO ENGAGE IN CONSERVING SOIL RESOURCES AND PREVENTING AND CONTROLLING SOIL EROSION; TO ESTABLISH THE STATE SOIL CONSERVATION COMMITTEE, AND TO DEFINE ITS POWERS AND DUTIES; TO PROVIDE FOR THE CREATION OF SOIL CONSERVATION DISTRICTS; TO DEFINE THE POWERS AND DUTIES OF SOIL CONSERVATION DISTRICTS, AND TO PROVIDE FOR THE EXERCISE OF SUCH POWERS, INCLUDING THE POWER TO ACQUIRE PROPERTY BY PURCHASE, GIFT, AND OTHERWISE; TO EMPOWER SUCH DISTRICTS TO ADOPT PROGRAMS AND REGULATIONS FOR THE DISCONTINUANCE OF LAND USE PRACTICES CONTRIBUTING TO SOIL WASTAGE AND SOIL EROSION, AND THE ADOPTION AND CARRYING OUT OF SOIL CONSERVING LAND USE PRACTICES, AND TO PROVIDE FOR THE ENFORCEMENT OF SUCH PROGRAMS AND REGULATIONS; TO PROVIDE FOR ESTABLISHING BOARDS OF ADJUSTMENT IN CONNECTION WITH LAND USE, REGULATIONS, AND TO DEFINE THEIR FUNCTIONS AND POWERS; TO PROVIDE FOR FINANCIAL ASSISTANCE TO SUCH SOIL CONSERVATION DISTRICTS, AND MAKING AN APPROPRIATION FOR THAT PURPOSE; TO DECLARE AN EMERGENCY REQUIRING THAT THIS ACT TAKE EFFECT FROM THE DATE OF ITS PASSAGE, AND FOR OTHER PURPOSES," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 164 was read the first time and referred to Committee on Agriculture and Irrigation.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 78*, by Mr. Twitchell, entitled, "AN ACT AMENDING SECTION 104-44-17, REVISED STATUTES OF UTAH, 1933, RELATING TO NON-RESIDENTS AND FOREIGN CORPORATIONS TO GIVE SECURITY FOR COSTS ON DEMAND," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 78 was read the first time and referred to Committee on Judiciary.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. J. M. No. 2*, by Mr. Low, Mr. Granger, entitled, "MEMORIALIZING THE PRESIDENT AND THE SENATE OF THE UNITED STATES FOR THE PURPOSE OF OPPOSING THE IMPORTATION OF LIVESTOCK OR LIVESTOCK PRODUCTS FROM COUNTRIES AFFECTED WITH RINDERPEST OR FOOT AND MOUTH DISEASE," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 2 was read the first time and referred to Committee on Agriculture and Irrigation.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 91*, by Mrs. Aird, Mr. Granger, Mr. Holbrook, Mr. Whiting, entitled, "AN ACT RELATING TO MUNICIPAL CORPORATIONS; GRANTING TO CITIES AND TOWNS CERTAIN POWERS; AUTHORIZING CITIES AND TOWNS TO USE, PURCHASE, SELL AND DISPOSE OF ELECTRIC ENERGY INSIDE OR OUTSIDE THEIR CORPORATE LIMITS; TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE INTER-TIE LINES, TRANSMISSION LINES AND DISTRIBUTION SYSTEM; AND TO EXERCISE THE RIGHT OF EMINENT DOMAIN IN AID OF THE ACQUISITION, CONSTRUCTION, REPAIR, OPERATION, EXTENSION OR BETTER-

MENT OF ANY PLANT OR SYSTEM FOR TRANSMITTING OR DISTRIBUTING ELECTRICITY," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 91 was read the first time and referred to Committee on State and Municipal Affairs.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 92*, by Judiciary Committee, entitled, "AN ACT AMENDING SECTIONS 103-43-3 AND 103-43-6, REVISED STATUTES OF UTAH, 1933, RELATING TO PERJURY," and the same is transmitted herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 92 was read the first time and referred to Committee on Judiciary.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 93*, by Judiciary Committee, entitled, "AN ACT TO COMBINE IN THE DISTRICT ATTORNEYS THE DUTY TO REPRESENT THE STATE IN ALL PROSECUTIONS FOR FELONY AND INDICTABLE MISDEMEANORS FROM THEIR INCEPTION BEFORE THE GRAND JURY OR COMMITTING MAGISTRATE TO THEIR FINAL DISPOSITION IN THE SUPREME COURT; MAKING COUNTY ATTORNEYS EX-OFFICIO ASSISTANT DISTRICT ATTORNEYS IN THEIR RESPECTIVE COUNTIES, AUTHORIZING APPOINTMENT OF ASSISTANT DISTRICT ATTORNEY WHERE THE COUNTY ATTORNEY AS ASSISTANT DISTRICT ATTORNEY FAILS, NEGLECTS AND REFUSES TO PERFORM THE DUTIES OF HIS OFFICE, AND PROVIDING FOR TWO DEPUTIES IN JUDICIAL DISTRICTS HAVING 100,000 OR MORE INHABITANTS, AND AMENDING SECTIONS 87-6-1, 87-8-4, 19-15-1, 105-12-1, 19-15-3, AND 87-8-13, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 93 was read the first time and referred to Committee on Judiciary.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 94*, by Judiciary Committee, entitled, "AN ACT REPEALING SECTIONS 103-43-1, 103-43-2, 103-43-8, 103-43-9, REVISED STATUTES OF UTAH, 1933, RELATING TO PERJURY AND SUBORNATION OF PERJURY, ENACTING NEW SECTIONS KNOWN AS SECTION 2, (1), (2), (3); 3; 4; 5; 6; 7; 8; 9; (1), (2), (3); 10, RELATING TO PERJURY AND SUBORNATION AND PERJURY," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 94 was read the first time and referred to Committee on Judiciary.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 95*, by Judicary Committee, entitled, "AN ACT AMENDING SECTION 105-11-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CONTENTS OF COMPLAINTS BEFORE MAGISTRATES AND PROVIDING THAT IN CASES OF PUBLIC OFFENSES TRIABLE UPON INFORMATION, INDICTMENT OR ACCUSATION, THE COMPLAINT, BILL OF PARTICULARS AND ALL PROCEEDINGS AND MATTERS IN RELATION THERETO SHALL CONFORM TO AND BE GOVERNED BY THE PROVISIONS OF THE NEW CHAPTERS 21 AND 23 OF TITLE 105, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 118, LAWS OF UTAH, 1935," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 95 was read the first time and referred to Committee on Judiciary.

March 1, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 150*, by Education Committee, entitled, "AN ACT AMENDING SECTION 80-10-68, REVISED STATUTES OF UTAH, 1933, RELATING TO SALES OF REAL ESTATE BY COUNTY COMMISSIONERS FOR TAXES WHEN

THERE IS NO REDEMPTION MADE AND PROVIDING THAT SUCH SALES SHALL BE WITH RESERVATION OF THE MINERALS IN SUCH LANDS TO THE STATE OF UTAH, AND THAT THE MINERALS SO RESERVED SHALL BE SUBJECT TO LEASE AND DISPOSITION BY THE STATE LAND BOARD," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 150 was read the first time and referred to Committee on Education.

Senator Nelson moved that *S. B. No. 7* be recalled from the Sifting Committee and placed on the Second Reading Calendar.

Motion carried.

UNFINISHED BUSINESS

S. B. No. 37 on second reading.

Senator Holbrook moved that we do now consider *S. B. No. 72* on second reading.

Motion carried.

On motion of Senator Holbrook *S. B. No. 72* was made a special order of business for this afternoon at 3:00 p. m.

CONSIDERATION OF BILLS ON THIRD READING

Senator Griffin moved that *S. B. No. 194* retain its position on the calendar.

Motion carried.

S. B. No. 225 was read the third time and placed on its final passage.

S. B. No. 225 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Holbrook, Huggins, Lamoreaux, Peterson.

S. B. No. 225 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 161 on second reading.

S. B. No. 161 was placed on the Third Reading Calendar on the following roll call:

Yeas, 10; Nays, 7; Absent, 6.

Those voting in the affirmative were: Senators Frischknecht, Griffin, Grover, Holmes, Hopkin, Lindstrom, Nelson, Snow, Tanner, Thornton.

Those voting in the negative were: Senators Farr, Huggins, Lund, Royle, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Baker, Billings, Holbrook, Lamoreaux, Parratt, Peterson.

S. B. No. 118 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 118* was read the third time and placed on its final passage.

S. B. No. 118 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Lamoreaux.

S. B. No. 118 was transmitted to the House.

On motion of Senator Griffin the Senate recessed until 1:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:00 p. m.

Roll Call—All Senators present.

Senator Stewart moved to reconsider our action on the Conference Committee report of *H. B. No. 17* and that the President appoint a new Conference Committee.

Motion carried.

REPORT OF STANDING COMMITTEE

March 2, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 164*, by Mr. T. W. Jensen, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 164 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 247 on second reading.

On motion of Senator Nelson the bill was amended as follows:

Page 1, line 4, after the word "tiary" insert ", provided the state does not now own land suitable for such purposes".

On motion of Senator Holbrook the rules were suspended and *S. B. No. 247* was read the third time and placed on its final passage.

S. B. No. 247 then passed on the following roll call:

Yeas, 16; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holbrook, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Voting in the negative: Senator Farr.

Absent and not voting: Senators Billings, Griffin, Hopkin, Huggins, Peterson, Thornton.

S. B. No. 247 was transmitted to the House.

S. B. No. 73 was read the second time.

Committee report read and adopted.

Senator Holbrook, with the aid of four Senators, requested a call of the Senate and the following Senators were absent without leave at the time of the call: Billings, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Lund, Parratt, Royle and Thornton.

On motion of Senator Holbrook the call was lifted.

Senator Holbrook moved that *S. B. No. 73* retain its position on the calendar.

Motion carried.

S. B. No. 114 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 114* was read the third time and placed on its final passage.

S. B. No. 114 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Holbrook.

S. B. No. 114 was transmitted to the House.

S. B. No. 115 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin the rules were suspended and *S. B. No. 115* was read the third time and placed on its final passage.

S. B. No. 115 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Grover, Holbrook, Huggins, Royle, Stewart.

S. B. No. 115 was transmitted to the House.

S. B. No. 175 was read the second time.

Committee report read and adopted.

On motion of Senator Peterson the rules were suspended and *S. B. No. 175* was read the third time and placed on its final passage.

S. B. No. 175 then passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 1.

Those voting in the affirmative were: Senators Baker, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Farr, Parratt.

Absent and not voting: Senator Frischknecht.

S. B. No. 175 was transmitted to the House.

REPORT OF SPECIAL COMMITTEE

March 2, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their place in the order listed at the foot of the second reading calendar:

H. B. Nos. 19, 4, 7, 8, 46 and 164.

S. B. Nos. 90 and 53.

S. J. R. No. 5.

S. B. Nos. 206, 211, 250, 213, 226, 202, 203 and 204.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

SPECIAL ORDER

S. B. No. 72 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook, the bill was amended as follows:

Page 1, line 1 of the title and line 1 of the bill, strike "AND" and after the figures "92" insert "103, AND 104".

Line 7 of the title, after the word "LABELS," insert "MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER,".

Page 5, between lines 17 and 18 insert the following:

"103. The *state* tax commission shall at all times obtain and keep on hand or available stamps of denominations suitable for paying the tax on *containers of beer ordinarily in use at the time, including* bottles, *jugs and cans,* of a maximum capacity of 16 ounces; bottles of a maximum capacity of 32 ounces; bottles of a maximum capacity of 64 ounces; kegs of a maximum capacity of one-eighth barrel; kegs of a maximum capacity of one-quarter barrel; kegs of a maximum capacity of one-half barrel; and barrels of maximum capacity of 31 wine gallons. The *state* tax commission may, in its discretion, cause to be prepared and kept on hand stamps of other denominations. The stamp affixed to any immediate container under the provisions of the act must be sufficient to pay the tax upon the maximum capacity of such container, and if stamps are not provided by law, or in the discretion of the *state* tax commission of denominations accurately adapted for the payment of the tax on the maximum capacity of the container, then the stamp adapted for the payment of the tax on the container, of the next highest capacity. ( ) *Such stamps shall only be sold by the state tax commission to those who have satisfied said commission under such regulations as it may prescribe that they are authorized to use the stamp.* The *state* tax commission may, in its discretion, establish reasonable tolerances with relation to the maximum capacity of containers and the tax to be paid with respect thereto.

104. Any person required by this act to affix stamps to ( ) *containers of beer, including* bottles, *jugs and cans,* may furnish to the *state* tax commission a design for ( ) *the* label which he proposes to affix to ( ) *such containers,* which design shall leave near the middle thereof a suitable blank space sufficient to have such stamps imprinted therein. Such person may thereupon deposit with the state auditor a sufficient sum to cover the cost of the manufacture and printing such labels, whereupon the state auditor shall procure the quantity of such labels ordered and so paid for, and shall cause the appropriate stamp to be imprinted in the blank spaces. Such labels shall thereafter be sold to the persons

entitled to purchase them for the price of the stamps imprinted thereon, and may be used as and for the stamps required by this act.

The state tax commission shall also, upon request, under such regulations as it may make, publish and file as hereinbefore provided, license any manufacturer of beer containers, within or without the state, to print, lithograph, emboss or imprint upon the crowns, caps, covers, lids, can ends or other means of covering, closing or sealing such containers, such words, symbol or devices as such regulations may authorize, in lieu of the stamp or label herein prescribed, and to keep on hand to sell such crowns, caps, covers, lids, can ends, or other means of covering, closing or sealing such containers, either separately or as a part of such containers, only to qualified users thereof, as hereinbefore prescribed, when the same amounts are paid by such users thereof to the state therefore as are required herein to be paid for stamps, such payment to be made as prescribed by such regulations; provided, however, only if such manufacturers shall have filed with the state tax commission a bond running to the state of Utah, in such form and amount as said commission may prescribe, with such surety or sureties satisfactory to the commission. Containers of beer with such crowns, caps, covers, lids, can ends, or other means of covering, closing, or sealing the same, so authorized, may be used and distributed to the same extent as if stamps or labels as herein specified were used thereon."

Page 2, line 20, place a comma after the word "distiller" and strike the words "of alcohol,".

Senator Grover moved to strike lines 10 to 26 inclusive on page 4, and insert the following in lieu thereof:

89. ( ) *Cities and towns within their corporate limits, and counties outside of incorporated cities and towns shall have power to license, tax, regulate, or prohibit the sale of* light beer, at retail, in bottles ( ) *or draft, provided that* no such licenses shall be granted to sell ( ) beer in any dance hall, theater, or in the proximity of any church or school. The commission *granting the license* shall have authority to determine in each case what shall constitute proximity."

Senator Grover with the aid of four Senators requested a roll call on the motion.

Senator Farr with the aid of four Senators requested a call of the Senate. Senator Nelson was absent without leave.

On motion of Senator Holbrook, the call was lifted.

The motion to amend was lost on the following roll call:

Yeas, 7; Nays, 16.

Those voting in the affirmative were: Senators Baker, Griffin, Grover, Lindstrom, Lund, Stewart, Tanner.

Those voting in the negative were: Senators Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Thornton, Mr. President.

On motion of Senator Holbrook the bill was amended as follows:

Page 4, line 10, after the figures "89" insert "Upon recommendation of the commission of the local government as hereinafter provided", lower case the letter "t" in the word "the" and strike "have exclusive power to grant" and insert the word "issue".

Lines 12 and 16, strike the words "to grant" and insert the word "issue".

Line 26, after the word "proximity" insert "; provided further that upon the written request of the municipal authorities the commission shall revoke any license theretofore issued within such municipality."

On motion of Senator Huggins the bill was amended as follows:

Page 4, line 14, after the word "sold" strike the balance of the line. Strike line 15 and the first two words of line 16.

On motion of Senator Farr the bill was amended as follows:

Page 4, line 18, strike "provided, that before" and the last three words and insert "issue".

Line 19, strike the first word and the fourth word "the" and insert "to all". Also strike the word "shall" and insert "who", and change the word "applicant" to read "applicants".

Line 23, after the word "sought" insert "said license shall be issued within ten days after presentation of the certificate to the commission".

Page 5, line 22, strike the word "July" and insert the word "April".

The President introduced Mr. Ray E. Dillman, a former president of the Utah State Senate.

On motion of Senator Royle the Senate adjourned.

FIFTY-SECOND DAY

MORNING SESSION

March 3, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 3, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 2, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 192* by Mr. Holbrook, report same out without recommendation.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 192 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 253* by Mr. Maw and, upon request of the author, recommends the bill be returned to him for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 253 was returned to its author.

March 2, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 228* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 228 was ordered printed and referred to the Committee on Social Relations and Relief.

March 3, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 70* by Mr. Brewster, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 70 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 83* by Mr. Holbrook and Mr. Granger, report same out favorably.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 83 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 246* by Mrs. Stewart, reports same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 246 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 250* by Mrs. Stewart, reports same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 250 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to which was referred *H. J. R. No. 14*, by Mr. Brewster, hereby report the same back favorably.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

H. J. R. No. 14 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

We, your Committee on Social Relations and Relief, to which was referred *H. B. No. 20*, by Mr. Bennion, hereby report the same back favorably.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

H. B. No. 20 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *S. B. No. 243* by Mr. Holbrook, report same out favorably.

Respectfully,
E. M. ROYLE,
Chairman.

Report filed.

S. B. No. 243 was referred to the Sifting Committee.

March 2, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 13* by Mr. Bonacci, report same out favorably.

Respectfully,
E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 13 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 244*, by Mr. Low, entitled, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, AND AS AMENDED BY A BILL ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH, 1937, KNOWN AS SENATE BILL NO. 30, AND APPROVED ON THE 16th DAY OF FEBRUARY, 1937, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING THE BILL SO ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH, 1937, AND APPROVED ON THE 16th DAY OF FEBRUARY, 1937, KNOWN AS SENATE BILL NO. 30," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 244 was read the first time.

On motion of Senator Stevens the rules were suspended and *H. B. No. 244* was read the second and third times and placed on its final passage.

H. B. No. 244 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Grover, Holbrook, Parratt, Peterson, Snow.

H. B. No. 244 was returned to the House.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. M. No. 1*, by Mr. Granger, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES OF AMERICA FOR THE PURPOSE OF OPPOSING PASSAGE OF (1) H. B. H. R. 1668 WHICH BILL HAS FOR ITS OBJECTIVE THE REPEAL OF THE LONG AND SHORT HAUL PROVISIONS OF SECTION 4, INTERSTATE COMMERCE ACT; OR (2), ANY OTHER BILLS THAT MAY BE INTRODUCED IN THE CONGRESS HAVING FOR THEIR OBJECTIVE THE REPEALING OR MODIFICATION OF THE SAID LONG AND SHORT HAUL PROVISIONS OF SECTION 4, INTERSTATE COMMERCE ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. M. No. 5*, by Mr. Marthakis, Mr. Spence, Mr. Holbrook, Mr. T. W. Jensen, Mr. Lundell, entitled, "A MEMORIAL FOR MORE ADEQUATE PROVISION OF THE ERADICATION OF NOXIOUS WEEDS AND TO CONSERVE AND PROTECT THE AGRICUTURAL RE-

SOURCES OF THE SEVERAL STATES OF THE UNITED STATES," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 5 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 1*, by Mr. Selvin, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 6, ARTICLE 16 OF THE CONSTITUTION OF UTAH, RELATING TO HOURS OF WORK ON ALL PUBLIC WORKS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 6*, by Mr. Mitchell, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROPRIATE $100,000 TO THE COUNTIES OF UINTAH AND DUCHESNE, LOCATED IN THE FORMER INDIAN RESERVATION, STATE OF UTAH, FOR THE PURPOSE OF ERECTING AND EQUIPPING A JUNIOR COLLEGE, TO BE USED JOINTLY BY WHITE AND INDIAN PUPILS, BECAUSE OF UNTAXABLE INDIAN LANDS AND WATER RIGHTS AND EXPENSES INCURRED BY SAID COUNTIES IN EDUCATING AND PROTECTING THE CHILDREN RESIDING ON INDIAN LANDS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 6 was read the first time and referred to Committee on State and Municipal Affairs.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 9*, by Mr. Pett, entitled, "AN ACT REPEALING SECTIONS 49-2-4, 49-2-5, REVISED STATUTES OF UTAH, 1933, PERTAINING TO DISSUADING PATRONAGE OF A BUSINESS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 9 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 33*, by Mr. Calder, entitled, "AN ACT AMENDING SECTION 80-9-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1933, PROVIDING MAXIMUM LEVIES THAT MAY BE MADE IN COUNTIES AUTHORIZING THE LEVYING OF A ROAD TAX AND GIVING COUNTY COMMISSIONERS AUTHORITY TO EXPEND OR TO CAUSE TO BE EXPENDED REVENUE DERIVED THEREFROM; AND PROVIDING THAT THE MAXIMUM LEVIES FIXED MAY BE INCREASED BECAUSE OF THE REDUCTION IN TAXABLE ASSESSED VALUE FOR THE APPLICATION OF HOMESTEAD EXEMPTION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 33 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 34*, by Mr. Calder, entitled, "AN ACT APPROPRIATING $800,000 ANNUALLY AND SURPLUS MONEY FROM THE

MOTOR VEHICLE REGISTRATION FUND TO THE STATE ROAD COMMISSION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 34 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 38*, by Mr. Hummer, entitled, "AN ACT AMENDING SECTIONS 14-3-1, 14-3-2, 14-3-3, 14-3-4, 14-3-5, REVISED STATUTES OF UTAH, 1933, RELATING TO PLACING OUT OF CHILDREN, GRANTING THE STATE DEPARTMENT OF PUBLIC WELFARE JURISDICTION OVER THE PLACING OUT OF CHILDREN AND THE AUTHORITY TO MAKE ALL RULES AND REGULATIONS GOVERNING CHILD PLACING AGENCIES, AND RELATING TO TRANSFER OF PERMANENT CARE OF CHILDREN UNDER SIXTEEN YEARS OF AGE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 38 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 51*, by Mr. Whiting, entitled, "AN ACT AMENDING SECTION 55-1-12, REVISED STATUTES OF UTAH, 1933, RELATING TO TRESPASSING OF MINES OR MINING CLAIMS, REMOVING ORES THEREFROM AND THE PENALTIES," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 51 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 57*, by Mr. Ingleby, entitled, "AN ACT APPROPRIATING THE SUM OF ONE THOUSAND DOLLARS OR SO MUCH THEREOF AS MAY BE NECESSARY FOR AN OIL PAINTING OF HENRY H. BLOOD, GOVERNOR OF THE STATE OF UTAH," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 57 was read the first time and referred to Committee on State and Municipal Affairs.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 59*, by Mr. Spence, entitled, "AN ACT AMENDING CHAPTER 39 LAWS OF UTAH, 1933, RELATING TO THE PAYMENT OF NOT LESS THAN THE GENERAL PREVAILING RATE OF WAGES ON PUBLIC WORKS, AND NOT LESS THAN THE GENERAL PREVAILING RATE OF WAGES FOR LEGAL HOLIDAY AND OVERTIME WORK ON PUBLIC WORKS, PROVIDING FOR THE ASCERTAINMENT OF SUCH GENERAL PREVAILING RATE BY THE INDUSTRIAL COMMISSION OF UTAH AND ITS INSERTION INTO THE CONTRACT AND CALL FOR BIDS FOR THE CONTRACT, PROVIDING FOR THE KEEPING OF RECORDS OF THE WAGES PAID ALL WORKERS ENGAGED IN PUBLIC WORK AND THE INSPECTION OF SUCH RECORDS BY THE PROPER PUBLIC OFFICIALS, PROVIDING FOR A FORFEITURE FOR EACH CALENDAR DAY, OR PORTION THEREOF, ANY WORKER IS PAID LESS THAN THE SAID RATE AND FOR A STIPULATION TO THIS EFFECT IN THE CONTRACT, AND PROVIDING FOR MAXIMUM HOURS OF LABOR PER WEEK, AND PROVIDING OTHER PENALTIES FOR VIOLATION OF THE PROVISIONS THEREOF, REPEALING SECTION 9 OF SAID CHAPTER 39, LAWS OF UTAH, 1933, WHICH RELATES TO AN EXEMPTION FROM THE ACT WHERE THE MEN EMPLOYED ARE PAID OUT OF EMERGENCY RELIEF OR R. F. C. FUNDS; AND PROVIDING FOR A NEW SECTION TO BE KNOWN AS SECTION 9 OF SAID CHAPTER 39; AND PROVIDING THAT ALL PERSONS EMPLOYED ON THE HIGHWAYS OF THE STATE

OF UTAH UNDER THE SUPERVISION OF THE STATE ROAD COMMISSION SHALL BE PAID NOT LESS THAN SIXTY-FIVE CENTS PER HOUR AND PROVIDING THAT SAID EMPLOYEES SHALL NOT WORK OR BE REQUIRED TO WORK MORE THAN FORTY HOURS IN EACH WEEK," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 59 was read the first time and referred to Committee on Health and Labor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 64*, by Mr. Maw, entitled, "AN ACT AUTHORIZING COUNTY AUDITORS TO DISPOSE OF FEE STATEMENTS OF COUNTY OFFICERS, COUNTY WARRANTS, AND CLAIMS AGAINST THE COUNTIES ON FILE IN HIS OFFICE TEN YEARS OR MORE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 64 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 65*, by Mr. Spence, entitled, "AN ACT AMENDING SECTION 49-3-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PERIOD OF EMPLOYMENT OF WORKING MEN IN UNDERGROUND MINES OR WORKINGS AND IN SMELTERS AND ALL OTHER INSTITUTIONS FOR THE REDUCTION OR REFINING OF ORES OR METALS, PROVIDING THAT THE PERIOD OF EMPLOYMENT FOR UNDERGROUND MINES OR WORKINGS SHALL BE EIGHT HOURS PER DAY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 65 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 69,* by Mr. Pack, entitled, "AN ACT AMENDING SECTION 80-10-13, REVISED STATUTES OF UTAH, 1933, RELATING TO INDEXING ASSESSMENT ROLLS AND MAILING TAX NOTICES," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 69 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 77,* by Mr. Twitchell, entitled, "AN ACT AMENDING SECTIONS 104-37-31, 104-37-32, REVISED STATUTES OF UTAH, 1933, RELATING TO TIME FOR REDEMPTION, AMOUNT TO BE PAID, AND SUBSEQUENT REDEMPTIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 77 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 112,* by Mr. Selvin, entitled, "AN ACT AMENDING CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 36, LAWS OF UTAH, 1935, BY ENACTING A NEW SECTION TO BE KNOWN AS SECTION 20, RELATING TO THE POWERS AND DUTIES OF THE STATE ROAD COMMISSION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 112 was read the first time and referred to Committee on Highways.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 144*, by Mr. Loveless, entitled, "AN ACT CONCERNING AGRICULTURE, PERTAINING TO NURSERY STOCK; RELATING TO BONDING LICENSED DEALERS AND SETTING UP STANDARD OF NURSERY STOCK," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 144 was read the first time and referred to Committee on Agriculture and Irrigation.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 151*, by Committee on Education, entitled, "AN ACT AMENDING SECTION 86-1-49, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DEPOSITING OF MONEYS RECEIVED BY THE STATE LAND BOARD AND ALLOCATING SAID MONEYS TO SCHOOL FUNDS, AND REPEALING CHAPTER 71, SESSION LAWS OF UTAH, 1933, AND ALL OTHER ACTS IN CONFLICT WITH THIS ACT," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 151 was read the first time and referred to Committee on Education.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 152*, by Committee on Education entitled, "AN ACT CREATING A FUND TO BE KNOWN AS THE "UNIFORM SCHOOL FUND", AND PROVIDING FOR THE DISTRIBUTION THEREOF," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 152 was read the first time and referred to Committee on Education.

March 2, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 161*, by Mr. Hummer, entitled, "AN ACT RELATING TO THE SALE, DISPOSITION OF, ADVERTISING, AND CONTROL, THROUGH LICENSING, OF PROPHYLACTICS," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 161 was read the first time and referred to Committee on Health and Labor.

March 2, 1937.

Mr. President:

Please find attached hereto *S. B. No. 253* in its rewritten form.

Respectfully,
HERBERT B. MAW.

Report filed.

S. B. No. 253 was referred to the Committee on Revision and Enrolling.

Upon unanimous consent of the Senate the following bill was introduced:

S. B. No. 255 By Mr. Huggins

AN ACT AUTHORIZING THE STATE LAND BOARD TO QUIT CLAIM TO THE UNITED STATES CERTAIN LANDS WITHIN THE TERRITORY OF THE MIGRATORY BIRD REFUGE, BOX ELDER COUNTY, UTAH, RESERVING TO THE STATE ALL MINERAL RIGHTS, was read the first time and referred to the Committee on Revision and Enrolling.

UNFINISHED BUSINESS

S. B. No. 72 on second reading.

S. B. No. 72 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Farr, Frischknecht, Hopkin, Nelson, Snow, Stewart, Thornton.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 5 on final passage.

H. B. No. 5 then passed on the following roll call:

Yeas, 13; Nays, 2; Absent, 8.

Those voting in the Affirmative were: Senators Baker, Farr, Griffin, Holbrook, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Hopkin and Tanner.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holmes, Huggins, Lamoreaux, Peterson, Snow.

H. B. No. 5 was returned to the House.

Senator Lamoreaux moved that *S. B. No. 217* retain its position on the calendar.

Motion carried.

S. B. No. 161 was read the third time and placed on its final passage.

Senator Frischknecht moved that *S. B. No. 161* retain its position on the calendar.

Motion carried.

SPECIAL ORDER

H. B. No. 32 on final passage.

On motion of Senator Thornton the bill was amended as follows:

In the title, strike lines 2 to 8 inclusive and insert the following: "FOR STATE AID IN THE CONSTRUCTION AND MAINTENANCE OF COUNTY ROADS AND CITY STREETS AND PROVIDING FOR MATCHING FEDERAL FUNDS IN THE CONSTRUCTION OF SUCH ROADS AND STREETS, AND PROVIDING FOR TRANSFER OF TOWN OR CITY STREETS TO THE COUNTY ROAD SYSTEM."

Page 1, line 6, strike the comma and the balance of the line.

Strike all of line 7 up to and including the word "act" in line 8.

Line 8, strike the word "state".

Line 10, strike the words "State Road Commission" and insert "county commissioners of respective counties".

Line 11, strike the word "Commission" and insert "county commissioners" also strike the words "with any county".

Line 12, strike the period after the word "county" and insert "under this act, under rules mutually adopted by county commissioners and state road commission".

Page 2, line 2, strike the word "state" and place a period after the word "roads", also strike the words "provided the" and capitalize the letter "s" in the word "state".

Lines 3, 5 and 25, strike the word "state".

Page 3, line 1, strike the line with the exception of the first six words.

Line 2, strike the first four words and capitalize the letter "t" in the word "the", also strike the word "to" and insert "shall".

Line 3, strike the last five words.

Line 4, strike the semicolon after the word "law", strike the word "provided" and insert the following: "under rules and regulations mutually adopted by the city officials and the state road commission".

Strike lines 5 to 9 inclusive and insert the following in lieu thereof: "any town or city in the third class may contract with the county commissioners or state road commission for the construction and maintenance of class "C" roads within its corporate limits or with the consent of the county commissioners may transfer its class "C" roads to the class "B" roads system and the funds allocated under this act to any such town or city shall be used by the county commissioners upon the roads so transferred".

Strike section 4 and insert in lieu thereof the following: "In order to provide for uniform accounting of funds expended upon class "B" and class "C" roads as provided in this act the state road commission shall issue rules and regulations governing such expenditures."

Between lines 20 and 21 insert the following new section:

"Section 5. Any funds which are hereby allocated to class "B" or class "C" roads may be used for matching federal funds for the construction of secondary roads now available or which may hereafter become available in accordance with the provisions of this act."

Line 21, strike the figure "5" and insert the figure "6".

H. B. No. 32 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Lindstrom, Nelson, Snow.

H. B. No. 32 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 4 was read the second time.

Committee report read and adopted.

H. B. No. 4 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner (expl. vote), Thornton.

Those voting in the negative were: Senators Lamoreaux and Stewart.

Absent and not voting: Senators Frischknecht, Grover, Hopkin, Peterson, Mr. President.

H. B. No. 7 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 3, line 28, strike the last two words.

Line 29, strike the first seven words.

Page 4, line 16, strike the words "partnership, firm, cor-".

Line 17, strike the line up to and including the word "association".

Page 5, line 29, strike the words "firm or corporation".

Line 30, strike the last word.

Line 31, strike the first two words.

Page 6, line 1, strike the first three words.

Line 3, strike the words "firm, private corporation or".

Line 4, strike the words "or trade association".

Line 19, strike the words "firm or corporation".

Line 21, strike the first nine words, also strike the words "or which".

Page 7, line 8, strike the last two words.

Line 9, strike the first three words.

On motion of Senator Tanner the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 2:00 p. m.

Roll Call—All Senators present except Senators Frischknecht and Nelson, excused.

COMMUNICATIONS FROM THE HOUSE

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 93*, by Mrs. Lund, en-

titled, "AN ACT AMENDING SECTION 75-11-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ORGANIZATION OF BOARDS OF EDUCATION, AND TO THEIR PRESIDENTS, VICE PRESIDENTS, CLERKS, AND TREASURERS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 93 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 106,* by Committee on Banking and Commerce, entitled, "AN ACT TO AMEND SECTION 7, CHAPTER 47, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 53, LAWS OF UTAH, 1935, RELATING TO THE DEPOSIT OF PUBLIC FUNDS, THE INTEREST TO BE PAID THEREON, AND THE LIABILITY OF PUBLIC TREASURERS DEPOSITING SUCH FUNDS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 106 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 151,* by Mrs. Stewart, entitled, "AN ACT AMENDING SECTION 75-12-10, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 58, LAWS OF UTAH, 1935, PROVIDING FOR THE ESTIMATE AND STATEMENT FOR AND LEVY OF SCHOOL TAXES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 151 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 190*, by Mr. Maw, entitled, "AN ACT TO ESTABLISH A DEPARTMENT OF ADULT PAROLE AND ADULT PROBATION OF THE STATE OF UTAH, TO PROVIDE FOR ITS OPERATION AND CONTROL BY THE BOARD OF CORRECTIONS, PRESCRIBING ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTIONS, PROVIDING PENALTY FOR CONTRIBUTING TO DELINQUENCY OF A PROBATIONER OR PAROLEE, AND REPEALING ALL ACTS IN CONFLICT THEREWITH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 190 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 198*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 67-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CUSTODY OF PRISONERS WHILE ON PAROLE AND AUTHORITY TO RETAKE AND REIMPRISON," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 198 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 3, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 199*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE GOVERNMENT AND CONTROL OF THE STATE PRISON AND ITS AFFAIRS PLACED IN A BOARD OF CORRECTION, APPOINTMENT OF ITS MEMBERS, AND TERM OF OFFICE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 199 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORT OF STANDING COMMITTEE

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 252* by the Committee on Revenue and Taxation and, upon request of the authors, recommends the bill be returned to them for rewriting.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 252 was returned to its authors.

REPORT OF SPECIAL COMMITTEE

March 3, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to be placed on the second reading calendar:

S. B. No. 42 to immediately follow S. B. No. 73.

H. B. No. 83 to immediately follow H. B. No. 8.

H. B. No. 20 to immediately follow H. B. No. 19.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

March 3, 1937.

Mr. President:

Please find attached hereto *S. B. No. 252* in its rewritten form.

Respectfully,

CONRAD FRISCHKNECHT.

Report filed.

S. B. No. 252 was ordered printed and referred to the Committee on Revenue and Taxation.

UNFINISHED BUSINESS

H. B. No. 7 on second reading.

H. B. No. 7 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins (expl. vote), Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner (expl vote), Thornton, Mr. President.

Those voting in the negative were: Senators Lamoreaux and Stewart.

Absent and not voting: Senators Frischknecht, Lindstrom, Nelson.

H. B. No. 8 was read the second time.

Committee report read and adopted.

On motion of Senator Maw the bill was amended as follows:

Page 2, line 17, after the word "receive" strike the balance of the line and insert "their actual expenses but not to exceed $500 per year".

On motion of Senator Huggins the bill was amended as follows:

Page 7, strike lines 21 to 28 inclusive and change the number of the ensuing sections accordingly.

Page 8, line 2, strike the words "The trial may be had upon affidavits or" and capitalize the letter "e" in the word "either".

Page 6, line 17, strike the words "parties other than the commission" and insert the word "witness".

Line 20 after the word "investigated" insert "and unless subpoened by the commission".

On motion of Senator Farr the bill was amended as follows:

Page 9, in the House amendment after the figures "30,000" insert "per biennium".

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 15, strike the House amendment at the end of the line.

Line 16, strike the words "not to exceed".

Page 4, line 5, strike the line with the exception of the first word and insert "H. B. Nos. 4 and 7 of the Twenty-second Legislature of the State of Utah".

Strike lines 6 and 7.

Page 3, line 22, after the word "and" insert the word "shall" and after the word "compensation" insert "subject to the provisions of Section 90-0-2, Revised Statutes of Utah, 1933, as amended".

On motion of Senator Snow the bill was amended as follows:

Page 1, line 1, strike the word "are" and insert the word "is".

H. B. No. 8 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Lamoreaux.

Absent and not voting: Senators Frischknecht, Hopkin, Nelson, Stewart.

H. B. No. 83 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the bill was amended as follows:

Page 1, line 20, strike the words "Provided, that" and capitalize the letter "i" in the word "if".

H. B. No. 83 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Holmes, Hopkin, Lamoreaux, Lund, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Grover, Holbrook, Huggins, Lindstrom, Nelson, Stewart.

H. B. No. 46 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the rules were suspended and *H. B. No. 46* was read the third time and placed on its final passage.

H. B. No. 46 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Frischknecht, Nelson, Peterson, Stewart.

H. B. No. 46 was returned to the House.

H. B. No. 164 was read the second time.

REPORTS OF STANDING COMMITTEE

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 93* by Mrs. Lund, entitled, "AN ACT AMENDING SECTION 75-11-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ORGANIZATION OF BOARDS OF EDUCATION, AND TO THEIR PRESIDENTS, VICE PRESIDENTS, CLERKS, AND TREASURERS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 93 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 106* by Committee on Banking and Commerce, entitled, "AN ACT TO AMEND SECTION 7, CHAPTER 47, LAWS OF UTAH, 1933, AND SECTION 8, CHAPTER 47, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 53, LAWS OF UTAH, 1935, RELATING TO THE DEPOSIT OF PUBLIC FUNDS, THE INTEREST TO BE PAID THEREON, AND THE LIABILITY OF PUBLIC TREASURERS DEPOSITING SUCH FUNDS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 106 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 151* by Mrs. Stewart, entitled, "AN ACT AMENDING SECTION 75-12-10, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 58, LAWS OF UTAH, 1935, PROVIDING FOR THE ESTIMATE AND STATEMENT FOR AND LEVY OF

SCHOOL TAXES," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 151 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 190* by Mr. Maw, entitled, "AN ACT TO ESTABLISH A DEPARTMENT OF ADULT PAROLE AND ADULT PROBATION OF THE STATE OF UTAH, TO PROVIDE FOR ITS OPERATION AND CONTROL BY THE BOARD OF CORRECTIONS, PRESCRIBING ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTIONS, PROVIDING PENALTY FOR CONTRIBUTING TO DELINQUENCY OF A PROBATIONER OR PAROLEE, AND REPEALING ALL ACTS IN CONFLICT THEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 190 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 198* by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 67-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CUSTODY OF PRISONERS WHILE ON PAROLE AND AUTHORITY TO RETAKE AND REIMPRISON," examined by this committee and a like committee from the House, has carefully compared the bill as

passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 198 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 199* by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE GOVERNMENT CONTROL OF THE STATE PRISON AND ITS AFFAIRS PLACED IN A BOARD OF CORRECTION, APPOINTMENT OF ITS MEMBERS, AND TERM OF OFFICE," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 199 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 253* by Mr. Maw, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 253 was ordered printed and referred to the Committee on Judiciary.

On motion of Senator Hopkin the Senate adjourned.

FIFTY-THIRD DAY

MORNING SESSION

March 4, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 4, 1937.

Mr. President:

We, your Committee on Revision of the Journal respectfully report that we have read the Journal for the fifty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,
E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 3, 1937.

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 42* by Mr. Holbrook, has examined the same and reports out without recommendation.

Respectfully,
CLARENCE E. BAKER,
Chairman.

Report filed.

S. B. No. 42 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Social Relations and Relief, to which was referred *S. B. No. 232* by Mr. Griffin, has carefully examined the same and reports same out favorably.

Respectfully,
MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 232 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *H. B. No. 59* by Mr. Spence, wish to report that we have examined the bill and report the same back favorably,

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 59 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *H. B. No. 90* by Mr. Granger, wishes to report that we have examined the bill and report the same back favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 90 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 91* by Mrs. Aird, Mr. Granger, Mr. Holbrook, and Mr. Whiting, report same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 91 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *H. B. No. 161* by Mr. Hummer, wishes to report that we have examined the bill and report the same back without recommendation.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 161 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred

H. J. M. No. 2 by Mr. Low and Mr. Granger, has examined the same and reports out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. J. M. No. 2 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. C. M. No. 8* by Mr. Holbrook, has examined the same and reports out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. C. M. No. 8 was referred to the Sifting Committee.

UNFINISHED BUSINESS

H. B. No. 164 on second reading.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 23, line 25, in the blank space insert "$5".

H. B. No. 164 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Griffin, Nelson, Peterson.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 4 was read the third time and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 23, strike the colon and insert "the following": and after said words insert the material in lines 31 and 32 of page 2.

H. B. No. 4 then passed on the following roll call:

Yeas, 16; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Snow, Stevens, Mr. President.

Voting in the negative: Senator Lamoreaux.

Absent and not voting: Senators Griffin, Parratt, Peterson, Stewart, Tanner, Thornton.

H. B. No. 4 was returned to the House.

H. B. No. 7 was read the third time and placed on its final passage.

Senator Huggins moved to amend the bill as follows:

Page 2, line 4, after the word "delivered" insert "or make due allowance for conditions imposed by inter-state competition".

Senator Huggins with the aid of four Senators requested a roll call on the motion.

The amendment was lost on the following roll call:

Yeas, 10; Nays, 12; Absent, 1.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Peterson, Stewart, Tanner.

Those voting in the negative were: Senators Baker, Farr, Frischknecht, Holbrook (expl. vote), Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senator Parratt.

On motion of Senator Royle the bill was amended as follows:

Page 5, between lines 28 and 29, insert the following new subsection:

"(e) By manufacturers, producers, brokers or wholesale distributors meeting in good faith prices established by interstate competition regardless of cost, provided such prices are available to all persons buying on like terms and conditions in the same locality and vicinity."

H. B. No. 7 then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 0.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Tanner (expl. vote), Thornton, Mr. President.

Those voting in the negative were: Senators Lamoreaux, Parratt (expl. vote), Stewart.

H. B. No. 7 was returned to the House.

H. B. No. 8 was read the third time and placed on its final passage.

On motion of Senator Royle the bill was amended as follows:

Page 4, line 9, after the word "business" strike the balance of the subsection and insert "that is material to the enforcement of this act."

On motion of Senator Holbrook the bill was amended as follows:

Page 3, line 15, and page 6, line 32, strike the word "title" and insert "act".

Page 2, line 14, strike the word "commissioner" and insert "governor".

Page 9, in Section 29, strike the Senate amendment and at the end of the section add the following: "from the effective date to January 30, 1939".

On motion of Senator Nelson the bill was amended as follows:

Page 2, line 14, after the word "governor" insert "by and with the advice and consent of the Senate".

H. B. No. 8 then passed on the following roll call:

Yeas, 17; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Tanner (expl. vote), Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Lamoreaux, Stewart (expl. vote).

Absent and not voting: Senators Baker, Hopkin, Parratt.

H. B. No. 8 was returned to the House.

On motion of Senator Holbrook the President appointed a special committee consisting of Senators Stevens, Holmes and Thornton to consider *S. B. No. 254* and said bill was referred to said committee.

The President appointed a Conference Committee consisting of Senators Stevens, Baker and Grover to act with a like committee from the House to consider amendments to *H. B. No. 11.*

The President appointed a Conference Committee consisting of Senators Stewart, Tanner and Peterson to act with a like committee from the House to consider amendments to *H. B. No. 17.*

On motion of Senator Lindstrom the Senate recessed until 1:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:00 p. m.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE HOUSE

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *S. B. No. 1,* by Mr. Maw and Mr. Royle, entitled, "AN ACT REPEALING CHAPTERS 3 AND 4,

TITLE 25, REVISED STATUTES OF UTAH, 1933, AND CHAPTER 19, LAWS OF UTAH, 1933, RELATING TO PRIMARY ELECTIONS AND NOMINATIONS OF CANDIDATES FOR PUBLIC OFFICE, PROVIDING FOR NOMINATIONS BY A SYSTEM OF DIRECT AND RUN OFF PRIMARIES, DEFINING TERMS, OUTLINING PROCEDURE FOR NOMINATING OFFICERS, OUTLINING PROCEDURE AND CONDUCT OF PRIMARY ELECTIONS, PROVIDING FOR CHALLENGING OF CANDIDATES, DEFINING RIGHTS OF CANDIDATES, PROVIDING FOR THE FILING FEES AND PROVIDING FOR DISTRIBUTION THEREOF, PROVIDING FOR DEFRAYING COSTS OF PRIMARIES, DESCRIBING BALLOTS, SELECTION OF OFFICERS OF ELECTION, OUTLINING PROCEDURE FOR VOTING, COUNTING AND RECORDING BALLOTS, CANVASSING VOTES, RECOUNTING OF BALLOTS PROVIDING FOR COUNTY AND STATE ORGANIZATION OF POLITICAL PARTIES, FOR PARTY CONVENTIONS, FOR THE ELECTION OF DELEGATES TO PARTY, COUNTY, AND STATE CONVENTIONS, OUTLINING POWERS OF PARTY, COUNTY AND STATE COMMITTEES, PROVIDING FOR FILLING OF VACANCIES, CORRECTING OF ERRORS ON BALLOTS, OUTLINING PROCEDURE FOR SETTLING CONTESTS, PROVIDING FOR NOMINATION OF INDEPENDENT CANDIDATES, PROVIDING FOR SELECTION OF PRESIDENTIAL ELECTORS, PROVIDING PENALTIES FOR VIOLATION OF THE ACT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT, PROVIDING FOR CERTIFICATION TO COUNTIES OF PROPOSED CONSTITUTIONAL AMENDMENTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holmes the Senate concurred in the House amendments.

S. B. No. 1 then passed on the following roll call:

Yeas, 13; Nays, 4; Absent, 6.

Those voting in the affirmative were: Senator Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Peterson, Stevens, Stewart.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Parratt, Snow, Tanner.

S. B. No. 1 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. C. M. No. 5*, by Mr. Stringham, entitled, "A MEMORIAL TO THE LEGISLATURES OF THE SEVERAL STATES OF THE UNITED STATES OF AMERICA REQUESTING THEM TO ENACT LAWS DESIGNED TO ERADICATE VENEREAL DISEASE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 5 was read the first time and referred to Committee on Health and Labor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 93*, by Mrs. Lund, entitled, "AN ACT AMENDING SECTION 75-11-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ORGANIZATION OF BOARDS OF EDUCATION, AND TO THEIR PRESIDENTS, VICE PRESIDENTS, CLERKS, AND TREASURERS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 93 was transmitted to the Governor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 106*, by Committee on Banking and Commerce, entitled, "AN ACT TO AMEND SECTION 7, CHAPTER 47, LAWS OF UTAH, 1933, AND SECTION 8, CHAPTER 47, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 53, LAWS OF UTAH, 1935, RELATING TO THE DEPOSIT OF PUBLIC FUNDS, THE INTEREST TO BE PAID THEREON, AND THE LIABILITY OF PUBLIC TREASURERS DEPOSITING SUCH FUNDS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 106 was transmitted to the Governor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 151*, by Mrs. Stewart, entitled, "AN ACT AMENDING SECTION 75-12-10, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 58, LAWS OF UTAH, 1935, PROVIDING FOR THE ESTIMATE AND STATEMENT FOR AND LEVY OF SCHOOL TAXES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 151 was transmitted to the Governor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 190*, by Mr. Maw, entitled, "AN ACT TO ESTABLISH A DEPARTMENT OF ADULT PAROLE AND ADULT PROBATION OF THE STATE OF UTAH, TO PROVIDE FOR ITS OPERATION AND CONTROL BY THE BOARD OF CORRECTIONS, PRESCRIBING ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTIONS, PROVIDING PENALTY FOR CONTRIBUTING TO DELINQUENCY OF A PROBATIONER OR PAROLEE, AND REPEALING ALL ACTS IN CONFLICT THEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 190 was transmitted to the Governor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 198*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 67-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CUSTODY OF PRISONERS WHILE ON PAROLE AND AUTHORITY TO RETAKE AND REIMPRISON," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 198 was transmitted to the Governor.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 199*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE GOVERNMENT AND CONTROL OF THE STATE PRISON AND ITS AFFAIRS PLACED IN A BOARD OF CORRECTION, APPOINTMENT OF ITS MEMBERS, AND TERM OF OFFICE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 199 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 4, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. B. No. 255* by Mr. Huggins, with a few minor changes assented to by the author, and recommends the bill be printed.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 255 was ordered printed and referred to the Committee on Agriculture and Irrigation.

March 3, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 136* by Mr. Grover, reports same out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 136 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *S. B. No. 218* by Mr. Grover, reports same out favorably.

Respectfully,
G. G. LINDSTROM,
Chairman.

Report filed.

S. B. No. 218 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 241,* by Mr. Lamoreaux, begs leave to report the same out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 241 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 251* by Mr. Holmes, begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 251 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 10* by Mr. Maw, begs leave to report same out without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

S. J. R. No. 10 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 29* by Mr. Burton, begs leave to report the same out without recommendation.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 29 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 43* by Mr. Taylor, begs leave to report the same out unfavorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 43 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 57* by Mr. Ingleby, begs leave to report the same out favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 57 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 78* by Mr. Twitchell, begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 78 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 87* by Mr. Holbrook, has examined the same and reports out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 87 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 92* by Judiciary Committee, begs leave to report the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 92 was referred to the Sifting Committee.

March 3, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 93* by Judiciary Committee, begs leave to report the same out unfavorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 93 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 94* by Judiciary Committee, reports the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 94 was referred to the Sifting Committee.

March 4, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 95* by Judiciary Committee, has examined the same and reports the same out favorably.

Respectfully,
IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 95 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 83 was read the third time and placed on its final passage.

H. B. No. 83 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Holmes, Huggins, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Griffin, Holbrook, Hopkin, Lamoreaux, Lindstrom.

H. B. No. 83 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 19 was read the second time.

Committee report read and adopted.

H. B. No. 19 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow (expl. vote), Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook and Lindstrom.

H. B. No. 20 was read the second time.

Committee report read and adopted.

H. B. No. 20 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook and Lindstrom.

Senator Maw moved that we do now consider *S. B. No. 4* as unfinished business.

Motion carried.

UNFINISHED BUSINESS

S. B. No. 4 on second reading.

Senator Maw moved that *S. B. No. 4* retain its position on the calendar as unfinished business.

Senator Parratt moved to amend Senate Rule No. 104 to read "No Senate Bills shall be passed after the 57th day."

Motion carried.

S. B. No. 73 on second reading.

On motion of Senator Holbrook the bill was amended as follows:

Line 4, strike the word "first" and insert "thirtieth", also strike the word "January" and insert "June and the thirtieth day of November".

Add a new section as follows:

"Section 4. This act shall take effect July 1, 1937."

S. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton.

Absent and not voting: Senators Frischknecht, Griffin, Grover, Peterson, Stewart, Mr. President.

S. B. No. 42 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 1, after the figures "75-12-5" strike the balance of the line.

Line 2, strike up to and including the figures "75-12-4" and capitalize the letter "t" in the first word "the". After the word "apportion" insert "on or before September 1st, and December 10th, and annually thereafter beginning in the year 1938".

Line 5, strike the word "maintaining" and insert "that maintain".

Line 6, strike the words "seventy per cent of" and insert "during the preceding school year".

Line 7, after the period insert "( )".

Line 10, after the word "apportion" insert "not to exceed".

Line 13, strike "25%" and insert "the balance".

Line 16, after the word "district" insert "from this fund".

Line 18, after the word "purposes" insert "for the preceding year".

Page 2, between lines 27 and 28, insert the following new section and change the number of the ensuing sections accordingly.

"Section 2. The state board of education shall have authority to require any report from the local school district necessary to carry out the provisions of this act. Such reports must be on file in the state school office on or before August 1st of each year."

Line 30, strike the last word and insert the word "July".

S. B. No. 42 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Lamoreaux, Lindstrom, Peterson, Royle.

Senator Maw moved that beginning Saturday, March 6, 1937, we hold night sessions starting at seven o'clock.

Motion carried.

On motion of Senator Hopkin the Senate adjourned.

FIFTY-FOURTH DAY

MORNING SESSION

March 5, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senators Lamoreaux and Thornton.

Prayer by the Chaplain.

March 5, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

REPORT OF STANDING COMMITTEE

March 4, 1937.

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 112* by Mr. Selvin, has examined the same and reports out without recommendation.

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

H. B. No. 112 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 3rd day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 15,* by Mr. Burton, entitled, "AN ACT REPEALING TITLE 1, REVISED STATUTES OF UTAH, 1933, AND ENACTING A LAW RELATING TO ABSTRACTERS AND TO THE BUSINESS OF ABSTRACTING; CREATING A BOARD OF ABSTRACT COMMIS-

SIONERS; PROVIDING ABSTRACTERS REGISTRATION CERTIFICATES AND FOR THE CANCELLATION OF THE SAME AFTER HEARING; PROVIDING A FEE FOR ISSUANCE OF SAID CERTIFICATES; THE FILING OF A BOND OR BONDS; USE OF A SEAL; AND PROVIDING PENALTY FOR VIOLATION THEREOF."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 4*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook, Mr. Pett.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 7*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook, Mr. Pett.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 55*, by Mr. Nelson, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate refused to concur in the House amendments.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 161 on final passage.

On motion of Senator Frischknecht the bill was amended as follows:

Page 1, line 5, after the word "inspection" strike the balance of the line up to and including the word "subdivision," on line 9.

Page 2, strike the Senate amendment and insert "Provided that all such certified copies of such returns shall be kept by officers and employees of the United States Treasury and remain confidential."

On motion of Senator Farr the bill was amended as follows:

Line 1 of the title strike after the word "ENABLE" the balance of the line up to and including the word "UTAH" on line 2.

S. B. No. 161 then passed on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holmes, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Stevens, Tanner.

Those voting in the negative were: Senators Stewart, Mr. President

Absent and not voting: Senators Griffin, Holbrook, Hopkin, Lamoreaux, Parratt, Snow, Thornton.

S. B. No. 161 was transmitted to the House.

S. B. No. 72 was read the third time and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 4, line 23, strike the figures "10" and insert "5".

Line 26, after the Senate amendment insert the following:

"Before any local government issues the certificate above referred to, the applicant therefore must present for approval to such local government the bond and application provided by law and submit proof that he has such qualifications as may be provided by law and rules and regulations made pursuant thereto. Said license shall be issued within ten days after presentation of the certificate together with the approved bond, fee and properly executed application to the commission."

On motion of Senator Royle the bill was amended as follows:

Page 2, line 13, strike the period and add the following: "*the commission of the local government must accept such bond with personal sureties in all cases wherein such personal sureties can qualify as hereinafter provided.*"

S. B. No. 72 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Baker (expl. vote), Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin (expl. vote), Huggins,, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Tanner (expl. vote), Mr. President.

Those voting in the negative were: Senators Grover and Lund.

Absent and not voting: Senators Lamoreaux, Stevens, Stewart, Thornton.

S. B. No. 72 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 7 was read the second time.

Committee report read and adoped.

Senator Nelson moved that *S. B. No. 7* retain its position on the calendar.

Motion carried.

S. B. No. 90 was read the second time.

Committee report read and adopted.

On motion of Senator Holmes the bill was amended as follows:

Page 2, after line 12 insert the following:

"Fees for publishing the county commission's proceedings shall not exceed the following schedule annually:

In counties having an assessed valuation of:

$200,000,000 or more			$2,000
Valuation over $ 45,000,000	and under	$200,000,000	1,500
Valuation over 40,000,000	and under	45,000,000	1,000
Valuation over 30,000,000	and under	40,000,000	800
Valuation over 23,000,000	and under	30,000,000	700
Valuation over 20,000,000	and under	23,000,000	600
Valuation over 15,000,000	and under	20,000,000	500
Valuation over 13,000,000	and under	15,000,000	400
Valuation over 9,000,000	and under	13,000,000	300
Valuation over 5,000,000	and under	9,000,000	200"

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 4, at the end of the line insert "in the discretion of the board".

On motion of Senator Royle the bill was amended as follows:

In the Holmes amendment strike the figures "45" and insert "60".

S. B. No. 90 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Nelson, Parratt, Peterson, Royle, Stewart, Mr. President.

Those voting in the negative were: Senators Baker, Farr, Frischknecht, Huggins, Lund, Stevens, Tanner.

Absent and not voting: Senators Lamoreaux, Snow, Thornton.

REPORT OF SPECIAL COMMITTEE

March 5, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their places on the second reading calendar in the order herein suggested:

S. B. No. 192, at the head of the calendar, and the following at the foot of the calendar:

S. B. Nos. 219, 220, 221, 94, 130, 120, 83, 145, 146, 147, 148, 149, 150, 156, 157, 87, 31, 195, 20, 131, 132, 207.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 192 was read the second time .

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 2, line 2, after the word "metal" insert "if" and after the word "sold" insert "; if not sold, the value thereof".

Line 15, after "( )" insert "two times".

Page 3, line 31, strike the comma and the last two words.

Line 32, strike the first word.

Page 4, strike lines 10, 11 and 12.

Line 16, strike the word 'two" and insert "one".

Page 5, line 2, strike the word "cost" and insert "rate".

Line 16, after the word "smelting" insert "refining".

Line 31, after the word "for" insert "milling,".

Page 6, line 3, at the beginning of the line insert the following:

"The statement or report required by this section may be made by the owner of the mine or mining claim from which the ore is extracted, irrespective of whether such property be operated directly by the owner or be operated under one or more lessees, or otherwise, and in such case the owner shall be entitled to deduct and remit to the state tax commission any tax chargeable upon the operations conducted by lessees or other parties."

Line 3, strike the words "required by this section".

Page 10, line 1, after the word "paid" strike the balance of the line and insert the following: "to the state tax commission, and by it promptly paid over to the state treasurer, and by him credited to the state general fund."

S. B. No. 192 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Voting in the negative: Senator Hopkin.

Absent and not voting: Senators Frischknecht, Grover, Huggins, Lamoreaux, Thornton.

On motion of Senator Nelson the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:30 p. m.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE HOUSE

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 55* (as amended) by Mr. Nelson, and has appointed a Conference Committee consisting of Representatives Maw, Calder and Allen to act with a like committee from the Senate on this bill.

Respectfully,

J. WALDO PARRY,
Chief Clerk

Communication filed.

The President appointed a conference committee consisting of Senators Nelson, Farr and Lamoreaux to act with a like committee from the House to consider amendments to *S. B. No. 55*.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in the Senate amendments to *H. B. No. 32*, by Mr. Calder, and asks the Senate to recede from its amendments.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Thornton the Senate refused to recede from its position.

The President appointed a Conference Committee consisting of Senators Holbrook, Thornton and Griffin to act with a like committee from the House to consider amendments to *H. B. No. 32*.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 83*, by Mr. Holbrook and Mr. Granger.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 8*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook and Mr. Pett.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 248*, by Mr. Weggeland of the Appropriations Committee, entitled, "AN ACT APPROPRIATING $25,000 FOR THE PAYMENT OF THE EXPENSES OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 248 was read the first time.

On motion of Senator Holbrook the rules were suspended and *H. B. No. 248* was read the second and third times and placed on its final passage.

H. B. No. 248 then passed on the following roll call:

Yeas, 16; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Stevens, Tanner, Mr. President.

Voting in the negative: Senator Stewart.

Absent and not voting: Senators Baker, Frischknecht, Lamoreaux, Parratt, Snow, Thornton.

H. B. No. 248 was returned to the House.

March 4, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 8*, by Mr. Nelson, entitled, "AN ACT CREATING THE DEPARTMENT OF JUSTICE; PROVIDING THAT THE ATTORNEY GENERAL SHALL BE HEAD OF THE DEPARTMENT, THAT HE SHALL PERFORM ALL LEGAL SERVICE FOR THE STATE, THAT NO STATE DEPARTMENT, COMMISSION, BOARD, OR AGENCY SHALL EMPLOY ANY LAWYER; TRANSFERRING THE DISTRICT ATTORNEYS TO THE DEPARTMENT OF JUSTICE AND AUTHORIZING THE ATTORNEY GENERAL, WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO EMPLOY DEPUTIES; AND AMENDING SECTIONS 87-6-1, 87-8-4, AND 87-8-11, REVISED STATUTES OF UTAH, 1933," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Nelson the Senate refused to concur in the House amendments.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 4th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 16*, by Mr. Holbrook.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 200*, by Mrs. Jacob, entitled, "AN ACT AMENDING SECTION 18 AND SECTION 22, CHAPTER 110, LAWS OF UTAH, 1935, RELATING TO METROPOLITAN WATER DISTRICTS," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 200 was read the first time and referred to Committee on Agriculture and Irrigation.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 201*, by Mrs. Jacob, entitled, "AN ACT AMENDING SECTION 100-3-20, REVISED STATUTES OF UTAH, 1933, PERTAINING TO RIGHT TO CONVEY AND TRANSFER APPROPRIATED WATERS IN NATURAL STREAMS AND IMPOUND IN RESERVOIRS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 201 was read the first time and referred to Committee on Agriculture and Irrigation.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 7 on second reading.

Senator Nelson with the aid of four Senators requested a call of the Senate. Senators Farr, Frischknecht, Holbrook, Lamoreaux and Lund absent without leave.

On motion of Senator Nelson the call was lifted.

S. B. No. 7 failed to pass on the following roll call:

Yeas, 9; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Frischknecht, Grover, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Griffin (expl. vote), Holbrook, Hopkin, Huggins, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senator Farr.

S. B. No. 53 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the bill was amended as follows:

Page 2, between lines 24 and 25, insert the following:

"(17) Soliciting patronage by public appeal in person or by employees or agents.

(18) Making public claim of superiority, in training or skill as a dentist, or in the performance of professional services.

(19) Making public claim of lower charges for professional services than is charged by other dentists."

S. B. No. 53 failed to pass on the following roll call:

Yeas, 6; Nays, 15; Absent, 2.

Those voting in the affirmative were: Senators Frischknecht, Holmes, Hopkin, Peterson, Royle, Tanner.

Those voting in the negative were: Senators Baker, Billings, Farr, Griffin, Grover, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Holbrook and Thornton.

REPORT OF STANDING COMMITTEE

March 5, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 1* by Mr. Maw and Mr. Royle, entitled, "AN ACT REPEALING CHAPTERS 3 AND 4, TITLE 25, REVISED STATUTES OF UTAH, 1933, AND CHAPTER 19, LAWS OF UTAH, 1933, RELATING TO PRIMARY ELECTIONS AND NOMINATIONS OF CANDIDATES FOR PUBLIC OFFICE, PROVIDING FOR NOMINATIONS BY A SYSTEM OF DIRECT AND RUN OFF PRIMARIES, DEFINING TERMS, OUTLINING PROCEDURE FOR NOMINATING OFFICERS, OUTLINING PROCEDURE AND CONDUCT OF PRIMARY ELECTIONS, PROVIDING FOR CHALLENGING OF CANDIDATES, DEFINING RIGHTS OF CANDIDATES, PROVIDING FOR THE FILING FEES AND PROVIDING FOR DISTRIBUTION THEREOF, PROVIDING FOR DEFRAYING COSTS OF PRIMARIES, DESCRIBING BALLOTS, SELECTION OF OFFICERS OF ELECTION, OUTLINING PROCEDURE FOR VOTING, COUNTING AND RECORDING BALLOTS, CANVASSING VOTES, RECOUNTING OF BALLOTS PROVIDING FOR COUNTY AND STATE ORGANIZATION OF POLITICAL PARTIES, FOR PARTY CONVENTIONS, FOR THE ELECTION OF DELEGATES TO PARTY, COUNTY, AND STATE CONVENTIONS, OUTLINING POWERS OF PARTY, COUNTY AND STATE COMMITTEES, PROVIDING FOR FILLING OF VACANCIES, CORRECTING OF ERRORS ON BALLOTS, OUTLINING PROCEDURE FOR SETTLING CONTESTS, PROVIDING FOR NOMINATION OF INDEPENDENT CANDIDATES, PROVIDING FOR SELECTION OF PRESIDENTIAL ELECTORS, PROVIDING PENALTIES FOR VIOLATION OF THE ACT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT, PROVIDING FOR CERTIFICATION TO COUNTIES OF PROPOSED CONSTITUTIONAL AMENDMENTS," examined by this committee and a like committee from the House who have carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE GOVERNOR

March 5, 1937.

TO THE MEMBERS OF THE TWENTY-SECOND LEGISLATURE OF THE STATE OF UTAH:

Several measures before this Session deal with tax delinquency. This subject during the past several years assumed the proportions of an emergency and was so recognized by preceding legislatures. Much progress has been made in aiding taxpayers who were willing and able to make real effort to redeem their properties. I was glad to cooperate in measures seeking to provide such assistance. The time appears to have arrived for the formulation of a more complete and definite plan for dealing with this problem.

A factual study of delinquency, sponsored by the State Tax Commission as a Works Progress Administration project has been under way for some time. It is aimed to determine as nearly as may be, the extent of property tax delinquency in the several counties of the State. The results of that survey, so far as completed, are presented herewith for your consideration, together with additional facts furnished by the Tax Commission as to delinquency accrued in the past year.

Summarized, the Works Progress Adminstration survey shows:

1. Delinquent taxes carried on the books of the treasurers of the several counties for the calendar years 1932 to 1935 inclusive, amount to about $4,250,000.

2. Taxes on property on which an extension in the period of redemption has been obtained, $450,000.

3. Taxes accumulated on property which has now gone to auditor's tax deed, $2,900,000.

In addition to the foregoing, delinquency during 1936 is estimated at $1,600,000.

The total in unpaid and delinquent taxes, and taxes accrued on property deeded to the county, therefore, is shown to be $9,200,000.

As stated, recent legislatures have made uniform concessions to delinquent taxpayers as an inducement for them to undertake to redeem their properties. The last law on this subject, Chapter 86, Laws of Utah, 1935, carried a provision terminating its benefits on January 1, 1936. Public response to this legislative action indicated keen interest of those whose property was under tax delinquency. The Tax Commission reports a total collection before the date of termination of $2,500,000 on about eighteen thousand parcels of property.

The money thus collected accrued in a moderate sum to the State General Fund, but in much larger aggregate amounts to cities and counties, and especially to school districts. The financial position of these

governmental units was much improved, but the main benefits after all came to the taxpayers themselves. This legislature may well consider the policy of extending somewhat similar concessions to the taxpayer for another period.

If the issue thus raised is faced squarely, we find three fundamental guides:

First, the period for granting extraordinary concessions should be brief, in fairness to property-owners who have promptly and often at great personal sacrifice, met their respective obligations to government. Delinquency should not be encouraged by making it profitable to delay tax payments.

Second, while, in view of the severe economic disturbance of recent years, concessions may be advisable, they should be uniform in their application.

Third, administrative steps should be taken by the counties and encouraged by the state and its Legislature, to require the payment of taxes due from all who have the ability to bear their share of the cost of maintaining education and the other processes of local, county and state government.

The Tax Commission advises that House Bill 71, by Representative Holbrook, would extend favorable terms to the delinquent taxpayer of the years 1932, 1933 and 1934. The interest rate on delinquent payments would be reduced to 2 per cent, and penalties and costs would be cancelled. The offer is attractive to the owner who is in earnest about clearing title to his property. At the same time, if it produces payment of delinquent taxes, the bill should result in reducing the tax burden on all property-owners.

The Commission suggests that the Holbrook bill be amended so as to extend the offer to those whose delinquent taxes date as far back as the year 1928, for which year some taxes may still be outstanding because of laws enacted in 1933. Copies of House Bill 71 in the form to which the Commission suggests it might be amended and liberalized are furnished herewith.

Coming now to consideration of the uniform application of concessions, the Commission finds that, although the benefits allowed in Chapter 86, Laws of Utah, 1935, expired January 1, 1936 some counties have continued to keep the concessions in force, perhaps under color of right granted by Chapter 87, Laws of Utah, 1935, which permits the county commissioners to arrange settlement of delinquent taxes. In some cases counties grant even greater reductions than were allowed by Chapter 86. Still other counties, by way of contrast, have refused to permit redemption, since Chapter 86 expired, except on payment of the full amount of delinquent taxes, interest and penalty. Such officials make no exercise of the authority granted them by Chapter 87.

Such lack of uniformity is not conducive to good administration of the property tax laws. We have already seen that it results in injustice, that it increases the burden on the man who pays his taxes. The humanitarian objectives of those who seek to soften the harshness of the tax laws would be better attained if by state law concessions are made applicable to all alike. A reduction in the rate of interest as provided in House Bill 71, supplemented, perhaps, by an intensive educational campaign would achieve such purpose. It is only reasonable to suppose that the

experience of 1935 would be repeated this year. Thus by enactment of the measure suggested all taxpayers should share the benefit.

As to the third consideration mentioned earlier in this message, the suggestion is that all counties be encouraged and assisted to follow a plan already adopted by some of them, with regard to county-owned property. Under this procedure, which is proving satisfactorily effective, the former owner who is desirous of retaining his property is given ample opportunity, through individual negotiations, to make earnest effort to meet his delinquent tax bill. If he has no such desire, the property is sold to others. Each parcel thus restored to the tax rolls bears its proportion of the tax burden. County officials have been sympathetic and cooperative, and have rendered every possible assistance to former owners. With intelligent administration, resort to eviction is seldom, if ever, necessary.

It should be remembered, in your deliberations on this subject, that not only home-owners or land-owners are effected. Some industrial and income-producing properties are being deeded to the counties.

Not all counties have adopted the procedure just outlined for restoring property to tax rolls. Here is opportunity for the State to help. In some counties the officials have been unable to proceed satisfactorily with this project. To such the State should be of assistance, and the aid probably can be given without new legislation. The Tax Commission has been at work on the problem, and, with the assistance of the Attorney General might well cooperate with local units in such activities.

Tax delinquency is one of the most persistent and most puzzling aftermaths of the economic disturbances of the past several years. It shatters the peace of mind, and happiness and contentment of thousands of citizens. The sale of a home for taxes is a family tragedy. Government must go on, and the trend of the times calls for increasing governmental service, and therefore increasing governmental expenditures. I invite your best judgment and your most humanitarian interest in this subject.

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication referred to Committee on Revenue and Taxation.

Upon unanimous consent of the Senate the following resolution was introduced:

S. J. R. No. 17 By Mr. Maw

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE XIII OF THE CONSTITUTION OF UTAH, RELATING TO ASSESSMENT AND TAXATION OF TANGIBLE PROPERTY—EXEMPTIONS—PERSONAL INCOME TAX—DISPOSITION OF REVENUES, was read the first time and referred to the Committee on Revision and Enrolling.

COMMUNICATIONS FROM THE HOUSE

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Lundell, Mr. Pett, Mr. Allen, to act with a like committee from the Senate to consider *S. B. No. 8,* by Mr. Nelson.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed a Conference Committee consisting of Senators Nelson, Frischknecht and Holmes to act with a like committee from the House to consider amendments to *S. B. No. 8.*

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Bennion, Mr. Maw and Mr. Holbrook, to act with a like committee from the Senate on *H. B. No. 32* by Mr. Calder.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 5 was read the second time.

Committee report read and adopted.

S. J. R. No. 5 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Holmes, Lamoreaux, Lund, Stewart, Thornton.

Senator Parratt moved that from now until the close of the session the opening speeches on all bills be limited to ten minutes, authors of amendments limited to seven minutes and all other speeches including closing speeches be limited to four minutes.

Motion carried.

S. B. No. 206 was read the second time.

Committee report read and adopted.

On motion of Senator Billings the bill was amended as follows:

Page 2, line 20, strike the last three words.

Line 21, strike the line.

S. B. No. 206 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lund, Parratt, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Lindstrom, Nelson, Peterson, Stewart, Thornton.

S. B. No. 211 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the bill was amended as follows:

Page 2, lines 16, 17 and 27, page 6, line 16, and page 8, line 16, strike "and/".

S. B. No. 211 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Farr, Frischknecht, Hopkin, Lindstrom, Peterson, Thornton.

On motion of Senator Holbrook *S. B. No. 183* was taken from the table.

S. B. No. 183 on second reading.

On motion of Senator Griffin the minority report was adopted.

On motion of Senator Grover *S. B. No. 183* was tabled.

S. B. No. 250 was read the second time.

Committee report read and adopted.

On motion of Senator Stewart the bill was amended as follows:

Line 6 in the blank space insert "100".

Line 2 of the title and lines 2 and 8 of the bill, strike the word "bronze" and insert "silver".

S. B. No. 250 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Lindstrom, Peterson, Royle.

COMMUNICATION FROM THE HOUSE

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mrs. Aird, Mr. Tidwell, and Mr. Mason, to act with a like committee from the Senate to consider *H. B. No. 17*, by Mr. Burton.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Parratt the Senate adjourned.

FIFTY-FIFTH DAY

MORNING SESSION

March 6, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senator Peterson, excused.

Prayer by the Chaplain.

March 6, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 6, 1937.

Mr. President:

Your Committee on Revision and Enrolling reports back *S. J. R. No. 17* by Mr. Maw, with a few minor changes assented to by the author, and recommends the resolution be printed.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. J. R. No. 17 was ordered printed and referred to the Committee on Revenue and Taxation.

March 5, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 252* by Committee on Revenue and Taxation, has carefully examined the same and begs leave to report as follows:

We recommend that, with the exception of the enacting clause, all the body and title of said bill be stricken and that the following be substituted therefor:

AN ACT TO AMEND SECTION 80-13-6, REVISED STATUTES OF UTAH, 1933, RELATING TO AND DEFINING GROSS INCOME OF CORPORATIONS, AND PROVIDING WHAT ITEMS SHALL BE EXCLUDED THEREFROM IN DETERMINING TAXABLE NET INCOME UNDER THE CORPORATE FRANCHISE TAX.

Section 1. Section 80-13-6, Revised Statutes of Utah, 1933, is hereby amended to read as follows:

80-13-6. ( ) "Gross income" includes gains, profits and income derived from services, of whatever kind and in whatever form paid, or from trades, businesses, commerce or sales, or dealings in property, whether real or personal, growing out of the ownership or use of or interest in such property; also from interest rent, dividends or securities, or the transaction of any business carried on for gain or profit, or gains or profits and income derived from any source whatever.

(2) The following items shall not be included in gross income in computing the tax under this chapter.

(a) Amounts received under a life insurance contract paid by reason of the death of the insured, whether in a single sum or in installments (but if such amounts are held by the insurer under an agreement to pay interest thereon, the interest payments shall be included in gross income).

(b) Amounts received (other than amounts paid by reason of the death of the insured and interest payments on such amounts, under a life insurance endowment or annuity contract, but if such amounts (when added to amounts received before the taxable year under such contract) exceed the aggregate premiums or consideration paid (whether or not

paid during the taxable year), then the excess shall be included in gross income. In the case of a transfer for a valuable consideration, by assignment or otherwise, of a life insurance, endowment or annuity contract, or any interest therein, only the actual value of such consideration and the amount of the premiums and other sums subsequently paid by the transferee shall be excluded under this subsection or subsection (2) (a) of this section.

(c) The value of property acquired by gift, bequest or devise (but the income from such property shall be included in gross income).

( )

(3) Whenever in the opinion of the tax commission the use of inventories is necessary in order clearly to determine the income of any taxpayer, inventories shall be taken by such taxpayer upon such basis as the tax commission may prescribe, conforming as nearly as may be to the best accounting practice in the trade or business, and as most clearly reflecting the income.

(4) Distributions by corporations shall be included in gross income of the shareholders as provided in section 80-13-15.

(5) In the case of a sale or other disposition of property, the gain or loss shall be computed as provided in sections 80-13-12, 80-13-13, and 80-13-14.

Section 2. *The provisions of this act shall apply only to taxable years beginning after December 31, 1936. Corporation franchise taxes for taxable years beginning prior to January 1, 1937, shall not be affected by the provisions of this act, but shall remain subject to the applicable provisions of the franchise tax act as it existed prior to the date when this act takes effect.*

The committee begs leave to report the above bill out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 252 was referred to the Sifting Committee.

March 6, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *S. B. No. 66* by Committee on Revenue and Taxation, report same out without recommendation.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

S. B. No. 66 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, as amended by the Senate and House, *S. J. M. No. 1*, by Mr. Parratt, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 71*, by Mr. Holbrook, entitled, "AN ACT TO REDUCE THE AMOUNT REQUIRED FOR THE REDEMPTION OF PROPERTY SOLD FOR TAXES FOR THE YEARS 1932, 1933, 1934, AND 1935," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 71 was read the first time and referred to Committee on Revenue and Taxation.

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 75*, by Mr. Bonacci, entitled, "AN ACT AMENDING CHAPTER 46 OF SESSION LAWS 1935, RELATING TO MOTOR VEHICLES BY ADDING THERETO ARTICLE 14 WHICH SHALL PROVIDE FOR THE GRANTING TO THE PUBLIC SERVICE COMMISSION OF UTAH THE AUTHORITY TO ADOPT AND MAKE RULES AND REGULATIONS CONTROLLING EMPLOYEES OF PRIVATE COMMON AND CONTRACT CARRIERS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 75 was read the first time and referred to Committee on State and Municipal Affairs.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 192 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Page 5, line 18, strike the figures "10,000" and insert "20,000".

S. B. No. 192 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle (expl. vote), Snow, Stevens, Stewart, Tanner, Thornton (expl. vote), Mr. President.

Voting in the negative: Senator Hopkin.

Absent and not voting: Senators Frischknecht and Peterson.

Senator Royle gave notice that he would move to reconsider the vote by which *S. B. No. 192* was passed.

S. J. R. No. 5 was read the third time and placed on its final passage.

S. J. R. No. 5 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings and Stewart.

Absent and not voting: Senators Frischknecht, Lindstrom, Peterson, Snow.

S. J. R. No. 5 was transmitted to the House.

Senator Holbrook moved that a committee of five be appointed to investigate the advisability of this Legislature calling a constitutional convention and that the House be asked to appoint a similar committee.

Motion carried.

S. B. No. 211 was read the third time and placed on its final passage.

S. B. No. 211 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Hopkin, Huggins, Parratt, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holmes, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Tanner.

S. B. No. 211 was transmitted to the House:

S. B. No. 206 was read the third time and placed on its final passage.

S. B. No. 206 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Holbrook, Hopkin, Huggins, Lund, Parratt, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Grover, Holmes, Lamoreaux, Lindstrom, Nelson, Peterson, Royle, Tanner.

S. B. No. 206 was transmitted to the House.

S. B. No. 250 was read the third time and placed on its final passage.

On motion of Senator Stewart the bill was amended as follows:

Line 6, strike the figures "100" and insert "250".

S. B. No. 250 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Hopkin, Huggins, Lamoreaux, Lund, Parratt, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Holmes, Lindstrom, Nelson, Peterson, Royle.

S. B. No. 250 was transmitted to the House.

On motion of Senator Hopkin S. B. Nos. 213, 226, 202, 203 and 204 were made a special order of business for this afternoon at 1:15.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 219 was read the second time.

Committee report read and adopted.

S. B. No. 219 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Lund, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holmes, Huggins, Lindstrom, Nelson, Peterson, Snow.

On motion of Senator Stevens the rules were suspended and *S. B. No. 219* was read the third time and placed on its final passage.

S. B. No. 219 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Lund, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holmes, Huggins, Lindstrom, Nelson, Peterson, Snow.

S. B. No. 219 was transmitted to the House.

S. B. No. 220 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the bill was amended as follows:

Page 5, line 19, after the word "orders" insert "of the commission shall be kept in conformity as nearly as may be with the federal legislation, rules, regulations and orders".

On motion of Senator Griffin the rules were suspended and *S. B. No. 220* was read the third time and placed on its final passage.

S. B. No. 220 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Lindstrom, Nelson, Peterson, Snow.

S. B. No. 220 was transmitted to the House.

S. B. No. 221 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin the rules were suspended and *S. B. No. 221* was read the third time and placed on its final passage.

S. B. No. 221 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Lamoreaux, Lindstrom, Peterson.

S. B. No. 221 was transmitted to the House.

Senator Frischknecht moved that the rules be suspended and that *S. B. Nos. 252* and *66* be recalled from the Sifting Committee and that said bills take their place at the head of the Second Reading Calendar.

Motion carried.

S. B. No. 252 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the bill was amended as follows:

Immediately after the title insert "Be it enacted by the Legislature of the State of Utah:".

On motion of Senator Huggins the bill was amended as follows:

At the end of the bill insert a new section as follows:

"Section 3. This act shall take effect upon approval."

On motion of Senator Huggins the rules were suspended and *S. B. No. 252* was read the third time and placed on its final passage.

S. B. No. 252 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Holbrook, Lindstrom, Peterson, Thornton.

S. B. No. 252 was transmitted to the House.

S. B. No. 66 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 2, line 2, after the word "fares" insert "or to the sale of newspapers and newspaper subscriptions".

S. B. No. 66 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 3; Absent, 7.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Snow, Stevens, Tanner.

Those voting in the negative were: Senators Baker, Farr, and Mr. President.

Absent and not voting: Senators Grover, Lamoreaux, Lindstrom, Peterson, Royle, Stewart, Thornton.

REPORTS OF STANDING COMMITTEE

March 5, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 253* by Mr. Maw, begs leave to report same out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. B. No. 253 was referred to the Sifting Committee.

March 5, 1937.

Mr. President:

We, your Committee on Judiciary, to which was referred *H. J. M. No. 4* by Mr. Marthakis, Mr. Brewster, Mr. Stringham, Mr. Low and Mr. Pratt, has carefully examined the same and begs leave to report as follows:

We recommend that all of the body and title of said memorial be stricken and that the following be substituted therefor:

"A MEMORIAL RELATING TO THE PROPOSAL IN THE CONGRESS OF THE UNITED STATES TO REDUCE THE NUMBER OF CIVILIAN CONSERVATION CORPS CAMPS IN UNITED STATES FROM 2,100 TO 1,400.

Be it resolved by the Legislature of the State of Utah:

WHEREAS, it appears that there is a proposal pending in the congress of the United States of America, to reduce the number of camps of these civilian conservation corps from 2,100 to 1,400, and

WHEREAS, the great value of such camps is recognized in the state of Utah and it is deemed inadvisable to reduce their number.

NOW THEREFORE BE IT RESOLVED that we urge all members of the congress of the United States to exert their best efforts to maintain the present number of civilian conservation corps camps and that the personnel of said camps be not reduced in number."

The committee begs leave to report the above memorial out favorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

Senator Huggins moved that the rules be suspended and that we do now consider *H. J. M. No. 4.*

Motion carried.

H. J. M. No. 4 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *H. J. M. No. 4* was read the third time and placed on its final passage.

H. J. M. No. 4 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent. 5,

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Griffin, Grover, Peterson, Stewart, Thornton.

H. J. M. No. 4 was returned to the House.

COMMUNICATION FROM THE HOUSE

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 1*, by Mr. Maw and Mr. Royle, entitled, "AN ACT REPEALING CHAPTERS 3 AND 4, TITLE 25, REVISED STATUTES OF UTAH, 1933, AND CHAPTER 19, LAWS OF UTAH, 1933, RELATING TO PRIMARY ELECTIONS AND NOMINATIONS OF CANDIDATES FOR PUBLIC OFFICE PROVIDING FOR NOMINATIONS BY A SYSTEM OF DIRECT AND RUN OFF PRIMARIES, DEFINING TERMS, OUTLINING PROCEDURE FOR NOMINATING OFFICERS, OUTLINING PROCEDURE AND CONDUCT OF PRIMARY ELECTIONS, PROVIDING FOR CHALLENGING OF CANDIDATES, DEFINING RIGHTS OF CANDIDATES, PROVIDING FOR THE FILING FEES AND PROVIDING FOR DISTRIBUTION THEREOF, PROVIDING FOR DEFRAYING COSTS OF PRIMARIES, DESCRIBING BALLOTS, SELECTION OF OFFICERS OF ELECTION, OUTLINING PROCEDURE FOR VOTING, COUNTING AND RECORDING BALLOTS, CANVASSING VOTES, RECOUNTING OF BALLOTS PROVIDING FOR COUNTY AND STATE ORGANIZATION OF POLITICAL PARTIES, FOR PARTY CONVENTIONS, FOR THE ELECTION OF DELEGATES TO PARTY, COUNTY, AND STATE CONVENTIONS, OUTLINING POWERS OF PARTY, COUNTY AND STATE COMMITTEES, PROVIDING FOR FILLING OF VACANCIES, CORRECTING OF ERRORS ON BALLOTS, OUTLINING PROCEDURE FOR SETTLING CONTESTS, PROVIDING FOR NOMINATION OF INDEPENDENT CANDIDATES, PROVIDING FOR SELECTION OF PRESIDENTIAL ELECTORS, PROVIDING PENALTIES FOR VIOLATION OF THE ACT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT, PROVIDING FOR CERTIFICATION TO COUNTIES OF PROPOSED CONSTITUTIONAL AMENDMENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 1 was transmitted to the Governor.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 94 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the Senate recessed until 1:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:00 p. m.

Roll Call—All Senators present.

UNFINISHED BUSINESS

S. B. No. 94 on second reading.

On motion of Senator Royle the bill was amended as follows:

Page 3, line 12, strike the words "the area described within the application is" and after the word "area" at the end of the line insert "be established".

Page 4, line 23, strike the words "one-eighth" and insert the words "one-fourth".

S. B. No. 94 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Hopkin, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Farr, Frischknecht, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Parratt, Thornton.

Senator Stevens moved that *S. B. No. 130* retain its position on the calendar.

Motion carried.

SPECIAL ORDER

S. B. No. 226 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux *S. B. No. 226* was tabled.

S. B. No. 213 was read the second time.

Committee report read and adopted.

On motion of Senator Lamoreaux the bill was amended as follows:

Page 2, line 13, after the comma which follows the word "utilization" insert the following: *"and to construct such dams, dykes, and diversion works as may be deemed essential for carrying out the purposes of this act;"*.

Line 13, following the comma after the word "provided" delete the remainder of section 1, and insert the following: *"all contracts or leases of any kind for the extraction of minerals from said waters or for the use*

of such water for industrial purposes shall be subject to confirmation by the legislature.

On motion of Senator Hopkin the bill was amended as follows:

Page 2, line 1, strike the word "development".

Line 11, after the word "Lake" insert "and all other waters and streams and the beds of the same within the state".

Page 1, line 20, at the end of the sentence add the following:

"For the purpose of enabling the State of Utah to participate in programs of the United States or any agency or department thereof for the development and conservation of water resources and for flood control, such Commission is authorized to cooperate and to assist financially in any Federal project for investigation and construction of small reservoirs or other projects for the development and conservation of water resources and for flood control."

S. B. No. 213 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Snow, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Lindstrom, Parratt, Stevens, Tanner.

On motion of Senator Lamoreaux *S. B. No. 226* was taken from the table.

S. B. No. 226 on second reading.

S. B. No. 226 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 1; Absent, 10.

Those voting in the affirmative were: Senators Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Peterson, Royle, Thornton, Mr. President.

Voting in the negative: Senator Lamoreaux.

Absent and not voting: Senators Baker, Billings, Frischknecht, Holbrook, Lindstrom, Parratt, Snow, Stevens, Stewart, Tanner.

On motion of Senator Nelson the enacting clause of *S. B. No. 202* was stricken.

S. B. No. 203 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Line 4, strike the word "felony" and insert "misdemeanor".

Line 5, strike "state prison" and insert "county jail".

Line 6, strike "two years" and insert "six months".

S. B. No. 203 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Lindstrom, Parratt, Snow.

S. B. No. 204 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 1, line 6, strike the last word.

Line 7, strike up to and including the "( )" and insert the word "to".

Line 11, strike "constituting the bed of any navigable lake or stream".

Page 2, lines 29 and 30, strike the underlined material.

Page 3, line 2, strike the last two words.

Line 3, strike the first nine words.

Line 14, strike the underlined material.

S. B. No. 204 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17, Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Frischknecht, Grover, Lindstrom, Parratt, Snow.

S. B. No. 120 was read the second time.

Committee report read and adopted.

On motion of Senator Stevens the bill was amended as follows:

Line 7, after the word "act" insert "and acts amendatory thereto".

S. B. No. 120 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht and Lindstrom.

REPORT OF SPECIAL COMMITTEE

March 6, 1937.

Mr. President:

Your Sifting Committee reports out S. B. No. 170 to take its place on the second reading calendar immediately following S. B. No. 150. It also reports out the following bills to take their places on the second reading calendar in the order given:

S. B. Nos. 59, 100, 201, 187, 188, 189, 84, 92, 74, 75, 112, 111, 182 212, 180, 235.

Your Committee also withdraws S. B. No. 20 from the calendar and changes S. B. No. 156 and S. B. No. 157 from their present places to the foot of the calendar.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 83 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the rules were suspended and *S. B. No. 83* was read the third time and placed on its final passage.

S. B. No. 83 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Frischknecht, Lindstrom, Thornton.

S. B. No. 83 was transmitted to the House.

S. B. No. 145 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the rules were suspended and *S. B. No. 145* was read the third time and placed on its final passage.

S. B. No. 145 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Holmes, Hopkin, Lindstrom, Peterson.

S. B. No. 145 was transmitted to the House.

S. B. No. 146 was read the second time.

Committee report read and adopted.

On motion of Senator Farr the bill was amended as follows:

Page 1, strike lines 14 and 15.

Page 2, strike line 1.

On motion of Senator Nelson the rules were suspended and *S. B. No. 146* was read the third time and placed on its final passage.

S. B. No. 146 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Hopkin, Lindstrom, Peterson, Snow, Tanner, Thornton.

S. B. No. 146 was transmitted to the House.

S. B. No. 147 was read the second time.

Committee report read and adopted.

S. B. No. 147 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Lamoreaux, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Snow, Thornton.

S. B. No. 148 was read the second time.

Committee report read and adopted.

S. B. No. 148 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Griffin, Holbrook, Lindstrom, Parratt, Peterson, Stevens.

S. B. No. 149 was read the second time.

Committee report read and adopted.

S. B. No. 149 was placed on the Third Reading Calendar on the following roll call.

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Lindstrom, Peterson.

COMMUNICATION FROM THE HOUSE

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 6, 1937, and passed *S. B. No. 8*, by Mr. Nelson, entitled, "AN ACT CREATING THE DEPARTMENT OF JUSTICE; PROVIDING THAT THE ATTORNEY GENERAL SHALL BE HEAD OF THE DEPARTMENT, THAT HE SHALL PERFORM ALL LEGAL SERVICES FOR THE STATE, THAT NO STATE DEPARTMENT, COMMISSION, BOARD, OR AGENCY SHALL EMPLOY ANY LAWYER; TRANSFERRING THE DISTRICT ATTORNEYS TO THE DEPARTMENT OF JUSTICE AND AUTHORIZING THE ATTORNEY GENERAL, WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO EMPLOY DEPUTIES; AND AMENDING SECTIONS 87-61-1, 87-8-4, AND 87-1-11, REVISED STATUTES OF UTAH, 1933," and is transmitted herewith for further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORT OF SPECIAL COMMITTEE

March 6, 1937.

Mr. President:
Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 8* by Mr. Nelson, have examined the same and report as follows:

That on page 1, line 7, the Senate concur in the House amendment.

On page 1, line 9 and 10, the Senate concur in the House amendment.

On page 2, line 1, the Senate concur in the House amendment.

On page 2, line 5, that in the House amendment the words "and the department of registration" be stricken and that both the House and the Senate concur in the amendment as it then reads.

That the Senate concur in the House amendment to Section 87-8-4.

On page 5, line 20, the Committee recommends that the entire Section 4 be deleted and the following sections be amended by changing the numbers thereof.

Respectfully,
LAWRENCE E. NELSON,
Chairman of Senate Committee,

FRANCIS S. LUNDELL,
Chairman of House Committee.

Report filed.

On motion of Senator Nelson the conference committee report was adopted.

S. B. No. 8 then passed on the following roll call:

Yeas, 16; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings and Snow.

Absent and not voting: Senators Baker, Frischknecht, Lindstrom, Peterson, Stevens.

S. B. No. 8 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 150 was read the second time.

Committee report read and adopted.

S. B. No. 150 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent,6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Lindstrom, Peterson, Stevens, Thornton.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 90 was read the third time and placed on its final passage.

On motion of Senator Holmes the bill was amended as follows:

Page 2, strike the senate amendment on line 4.

Line 5, strike the word "as" and insert "which in the discretion of the board".

Senator Holmes moved that *S. B. No. 90* retain its position on the calendar.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 170 was read the second time.

Committee report read and adopted.

Senator Grover moved to amend the bill on page 3, line 15, by inserting in the blank space "$25,000".

Senator Lamoreaux with the aid of four Senators requested a roll call on the motion.

The motion was carried on the following roll call:

Yeas, 15; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Holbrook and Huggins.

Absent and not voting: Senators Billings, Lindstrom, Parratt, Peterson, Snow, Thornton.

On motion of Senator Lamoreaux the bill was amended as follows:

Page 3, line 15, after the word "the" strike the balance of the line.

Strike lines 16 to 32 inclusive.

Line 33, strike the figure "(3)" and insert "Section 5".

Page 4, line 8, strike the figure "(4)" and insert "Section 6".

Line 12, strike "(5)" and insert "Section 7".

Line 17, strike "(6)" and insert "Section 8".

Line 22, strike "5" and insert "9".

Page 5, line 11, strike "6" and insert "10".

Line 20, strike "7" and insert "11".

At the end of the bill insert:

"Section 12. This act shall take effect upon approval."

S. B. No. 170 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 3; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Grover, Holmes, Huggins (expl. vote), Lamoreaux, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Parratt.

Absent and not voting: Senators Billings, Griffin, Hopkin, Lindstrom, Peterson, Snow.

REPORT OF STANDING COMMITTEE

March 6, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 8* by Mr. Nelson, entitled, "AN ACT CREATING THE DEPARTMENT OF JUSTICE; PROVIDING THAT THE ATTORNEY GENERAL SHALL BE HEAD OF THE DEPARTMENT, THAT HE SHALL PERFORM ALL LEGAL SERVICES FOR THE STATE, THAT NO STATE DEPARTMENT, COMMISSION, BOARD, OR AGENCY SHALL EMPLOY ANY LAWYER; TRANSFERRING THE DISTRICT ATTORNEYS TO THE DEPARTMENT OF JUSTICE AND AUTHORIZING THE ATTORNEY GENERAL, WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO EMPLOY DEPUTIES; AND AMENDING SECTIONS 87-6-1, 87-8-4, AND 87-8-11, REVISED STATUTES OF UTAH, 1933," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 8 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE HOUSE

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 8*, entitled, "AN ACT CREATING THE DEPARTMENT OF JUSTICE; PROVIDING THAT THE ATTORNEY GENERAL SHALL BE HEAD OF THE DEPARTMENT, THAT HE SHALL PERFORM ALL LEGAL SERVICES FOR THE STATE, THAT NO STATE DEPARTMENT, COMMISSION, BOARD OR AGENCY SHALL EMPLOY ANY LAWYER; TRANSFERRING THE DISTRICT ATTORNEYS TO THE DEPARTMENT OF JUSTICE AND AUTHORIZING THE ATTORNEY GENERAL, WITH THE CONSENT OF THE BOARD OF EXAMINERS, TO EMPLOY DEPUTIES; AND AMENDING SECTIONS 87-6-1, 87-8-4, AND 87-8-11, REVISED STATUTES OF UTAH, 1933," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 8 was transmitted to the Governor.

The President announced that Senator Hopkin is to replace Senator Holbrook on the Conference Committee on *H. B. No. 32*.

REPORTS OF STANDING COMMITTEES

March 6, 1937.

Mr. President:

We, your Committee on Appropriations and Claims, to which was referred *S. B. No. 78* by Committee on Education, report same out favorably, having proposed the following amendments:

Lines 2 and 3 (in title), strike "APPROPRIATING STATE FUNDS FOR VOCATIONAL EDUCATION."

Lines 5 to 8, inclusive, strike Section 2.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 78 was referred to the Sifting Committee.

March 6, 1937.

Mr. President:

Your Committee on Social Relations and Relief, to which was referred *S. B. No. 228* by Mr. Huggins, has carefully examined same and begs leave to report the same out favorably.

Respectfully,

MRS. A. C. LUND,
Chairman.

Report filed.

S. B. No. 228 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. M. No. 4*, by Mr. Marthakis, Mr. Brewster, Mr. Stringham, Mr. Low and Mr. Pratt.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 80*, by Mr. Farr, Mr. Holmes and Mr. Stevens, entitled, "AN ACT AMENDING SECTION 30-0-13 AND 30-0-15, REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME AND FIXING RESIDENT

LICENSE FEES TO HUNT AND FISH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Hopkin the Senate concurred in the House amendments.

S. B. No. 80 then passed on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Frischknecht, Grover, Holbrook, Holmes, Hopkin, Lund, Nelson, Parratt, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Farr, Griffin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stewart, Tanner.

S. B. No. 80 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 27*, by Mr. Hadley, entitled, "AN ACT PROVIDING FOR THE TAXING OF COSTS AND ATTORNEY'S FEES AND SECURITY THEREFOR IN SUITS AGAINST OFFICERS CHARGED WITH THE DUTY OF ENFORCING THE CRIMINAL LAWS OF THE STATE, OR THE DUTY OF SERVING CIVIL PROCESS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 27 was read the first time and referred to Committee on Judiciary.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 63*, by Mr. Spence, Mr. Eynon, and Mr. Pett, entitled, "AN ACT REPEALING CHAPTER 1, TITLE 49, REVISED STATUTES OF UTAH, 1933, CREATING THE "LABOR RELATIONS BOARD," AND DESIGNATING THE INDUSTRIAL COMMISSION OF THE STATE OF UTAH TO ACT AS THE "LABOR RELATIONS BOARD"; DEFINING TERMS USED IN THE ACT; PRESCRIBING THE POWERS AND DUTIES OF THE "LABOR RELATIONS BOARD"; GIVING LABOR THE RIGHT TO BARGAIN COLLECTIVELY; PRESCRIBING CERTAIN

RIGHTS AND DUTIES OF EMPLOYEES; PROHIBITING UNFAIR LABOR PRACTICE ON THE PART OF EMPLOYERS; PROVIDING FOR THE INVESTIGATION, HEARING, AND DISPOSITION OF LABOR DISPUTES AND UNFAIR LABOR PRACTICE BY THE "LABOR RELATIONS BOARD"; AUTHORIZING THE "LABOR RELATIONS BOARD" TO PETITION THE SUPREME COURT TO ENFORCE THE ORDERS OF THE "LABOR RELATIONS BOARD"; PROVIDING THE AGGRIEVED PERSONS MAY OBTAIN WRITS FROM THE SUPREME COURT TO REVIEW ORDERS OF THE "LABOR RELATIONS BOARD"; MANNER OF ISSUING SUBPOENAS AND ENFORCING ATTENDANCE OF WITNESSES AND TAKING TESTIMONY BY THE "LABOR RELATIONS BOARD"; PROVIDING THE "LABOR RELATIONS BOARD" MAY OBTAIN DATA FROM OTHER STATE BOARDS; PROVIDING PENALTIES FOR VIOLATION OF THE PROVISIONS OF THIS ACT; APPROPRIATING FUNDS TO PUT INTO EFFECT THE PROVISIONS OF THIS ACT" and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 63 was read the first time and referred to Committee on Health and Labor.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 73*, by Mr. Twitchell, Mr. Bennion, entitled, "AN ACT AMENDING SECTIONS 86-1-1, 86-1-2, REVISED STATUTES OF UTAH, 1933, REPEALING 86-1-3, ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 3 AND 3 (a), RELATING TO THE STATE LAND BOARD," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 73 was read the first time and referred to Committee on Agriculture and Irrigation.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 83*, by Mr. Holbrook and Mr. Granger, entitled, "AN ACT AMENDING SECTION 5 OF CHAPTER 63, LAWS OF UTAH, 1933,

AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1935, SECOND SPECIAL SESSION, TO PROVIDE FOR THE ISSUANCE OF TOKENS TO FACILITATE PAYMENT OF THE TAX IMPOSED," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 83 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 111*, by Mr. Boyden, entitled, "AN ACT CONCERNING AGRICULTURAL COOPERATIVE ASSOCIATIONS; PROVIDING FOR THE INCORPORATION, OPERATION, CONTROL, MANAGEMENT AND DISSOLUTION THEREOF; PRESCRIBING PENALTIES FOR CONDUCT THAT MAY IMPAIR THE STANDING OR CREDIT OF SUCH ASSOCIATIONS; MAKING UNIFORM THE LAW WITH RELATION THERETO; AND SUPERSEDING AND REPEALING TITLE 2, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 111 was read the first time and referred to Committee on Agriculture and Irrigation.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 175*, by Mr. Mitchell, Mr. Bennion, Mr. T. W. Jensen, Mr. Low, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 99, LAWS OF UTAH, 1935, RELATING TO FARM LANDS ACQUIRED BY STATE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 175 was read the first time and referred to Committee on Agriculture and Irrigation.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 244*, by Mr. Low, entitled, "AN ACT AMENDING SECTION 7-3-6, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 6, LAWS OF UTAH, 1933, AND AS AMENDED BY A BILL ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH, 1937, KNOWN AS SENATE BILL NO. 30, AND APPROVED ON THE 16th DAY OF FEBRUARY, 1937, PROVIDING FOR ESTABLISHMENT OF BRANCHING OF OFFICES OF BANKS UPON THE APPROVAL OF THE STATE BANK COMMISSIONER AND FIXING THE PENALTY FOR VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING THE BILL SO ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH, 1937, AND APPROVED ON THE 16th DAY OF FEBRUARY, 1937, KNOWN AS SENATE BILL NO. 30," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 244 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

On motion of Senator Parratt all Homestead Bills, Pension Bills and Social Security bills were made a special order of business for Tuesday, March 9, at 2:30 p. m.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 6, 1937, and passed *H. B. No. 11*, by Mr. Selvin, entitled, "AN ACT TO REGULATE THE PAYMENT OF WAGES OR COMPENSATION FOR LABOR OR SERVICE IN PRIVATE EMPLOYMENTS; ESTABLISHING REGULAR PAY DAYS, PROVIDING THAT NOTICES AS TO PAY DAYS MUST BE KEPT POSTED BY THE EMPLOYER AND MAKING FAILURE TO KEEP SUCH NOTICES POSTED PRIMA FACIE EVIDENCE OF VIOLATION OF THE ACT; PROVIDING CRIMINAL PENALTIES FOR THE VIOLATION OF ITS PROVISIONS, AUTHORIZING THE INDUSTRIAL COMMISSION OF UTAH TO ENFORCE THIS ACT; DEFINING THE DUTIES OF DISTRICT ATTORNEYS AND COUNTY ATTORNEYS RELATIVE TO ITS ENFORCEMENT; PROVIDING FOR THE COLLECTION OF CERTAIN PENALTIES BY CIVIL ACTION AT THE DIRECTION OF THE INDUSTRIAL COMMISSION OF UTAH FOR FAILURE TO MAINTAIN REGULAR PAY

DAYS AND THE DISPOSITION OF PENALTIES SO COLLECTED; PROVIDING A CIVIL PENALTY FOR FAILURE OF THE EMPLOYER TO PAY DISCHARGED EMPLOYEES OR EMPLOYEES WHO QUIT, AND PERMITTING SUCH EMPLOYEES TO SUE DIRECTLY OR THROUGH AN ASSIGNEE FOR SUCH PENALTIES AS WELL AS PERMITTING THE INDUSTRIAL COMMISSION OF UTAH TO SUE FOR SAME IN SUCH CASES AS THEY MAY DEEM PROPER, AND REPEALING SECTIONS 49-9-2, 49-9-3, 49-9-4, 49-9-5, 49-9-6, 49-9-7, 49-9-9, REVISED STATUTES OF UTAH, 1933," and is transmitted herewith for further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORT OF SPECIAL COMMITTEE

March 6, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *H. B. No. 11* by Mr. Selvin, have examined the same and report as follows:

The Committee recommends that the Senate recede from its amendment on page 2, line 8, after the word employer inserting, "having four or more employees."

The House concur in the Senate amendment on page 2, lines 11, 12, 13, 14, and 15.

That the Senate recede from its amendment on page 2, line 17.

That the House concur in the Senate amendment on page 2, line 30. Changed to read as follows:

"None of the provisions of this act shall apply to employers or employees engaged in farm, dairy, agricultural, viticultural or horticultural pursuits, or to banks and mercantile houses, or to stock or poultry raising or to household domestic service."

That the Senate recede from its amendment on page 6, line 18.

Respectfully,

DANIEL STEVENS,
Chairman, Senate Committee,

SOL. J. SELVIN,
Chairman, House Committee.

Report adopted and filed.

H. B. No. 11 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Frischknecht, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Farr, Griffin, Huggins, Peterson, Royle, Stewart, Tanner.

H. B. No. 11 was returned to the House.

COMMUNICATION FROM THE STATE BOARD OF EXAMINERS

March 6, 1937.

TO THE SENATE:

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, claims of a number of land owners in the vicinity of Brigham City, covering damage to their property through the construction of two large underpasses by the State Road Commission.

The claims have been unanimously approved by the Board of Examiners, the Attorney General's Office and the State Road Commission, and recommendation is made to your Honorable Body that an appropriation in the aggregate amount of $6,012.58 be made to the State Road Commission from State Highway Funds to pay these claims.

Respectfully yours,
E. E. MONSON,
Secretary, State Board of Examiners.

Claims referred to the Committee on Appropriations and Claims.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 130 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 2, line 9, at the end of the line insert "The provisions of this act as to the right of eminent domain of water rights shall apply only to projects now being constructed."

S. B. No. 130 was placed on the Third Reading Calendar on the following roll call:

Yeas, 11; Nays, 3; Absent, 9.

Those voting in the affirmative were: Senators Billings, Frischknecht (expl. vote), Grover, Holmes, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Mr. President.

Those voting in the negative were: Senators Griffin, Hopkin (expl. vote), Tanner.

Absent and not voting: Senators Baker, Farr, Holbrook, Huggins, Lindstrom, Parratt, Peterson, Stewart, Thornton.

Senator Nelson moved that the rules be suspended and that we do now consider bills on the Third Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 66 was read the third time and placed on its final passage.

S. B. No. 66 then passed on the following roll call:

Yeas, 13; Nays, 2; Absent, 8.

Those voting in the affirmative were: Senators Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Snow, Stevens, Tanner.

Those voting in the negative were: Senators Billings and Mr. President.

Absent and not voting: Senators Baker, Farr, Holbrook, Huggins, Parratt, Peterson, Stewart, Thornton.

S. B. No. 66 was transmitted to the House.

S. B. No. 94 was read the third time and placed on its final passage.

Senator Grover moved that *S. B. No. 94* retain its position on the calendar.

Motion carried.

S. B. No. 213 was read the third time and placed on its final passage.

S. B. No. 213 then passed on the following roll call:

Yeas, 12; Nays, 2; Absent, 9.

Those voting in the affirmative were: Senators Billings, Frischknecht, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Lindstrom and Royle.

Absent and not voting: Senators Baker, Farr, Griffin, Grover, Holbrook, Huggins, Parratt, Peterson, Stewart.

S. B. No. 213 was transmitted to the House.

S. B. No. 226 was read the third time and placed on its final passage.

S. B. No. 226 then passed on the following roll call:

Yeas, 12; Nays, 3; Absent, 8.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Holmes, Hopkin, Lindstrom, Nelson, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Lamoreaux, Lund and Royle.

Absent and not voting: Senators Baker, Farr, Grover, Holbrook, Huggins, Parratt, Peterson, Stewart.

S. B. No. 226 was transmitted to the House.

S. B. No. 204 was read the third time and placed on its final passage.

On motion of Senator Nelson the bill was amended as follows:

In the title, line 6, strike the last two words and after the word "DEPOSITS" insert "AND".

Line 7, strike the line.

Line 8, strike the first four words.

S. B. No. 204 then passed on the following roll call:

Yeas, 12; Nays, 3; Absent, 8.

Those voting in the affirmative were: Senators Billings, Griffin, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Lindstrom, Royle.

Absent and not voting: Senators Baker, Farr, Grover, Holbrook, Huggins, Parratt, Peterson, Stewart.

S. B. No. 204 was transmitted to the House.

S. B. No. 120 was read the third time and placed on its final passage.

S. B. No. 120 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin (expl. vote), Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Baker, Farr, Grover, Holbrook, Huggins, Parratt, Peterson, Stewart, Thornton.

S. B. No. 120 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 31 was read the second time.

Committee report read and adopted.

On motion of Senator Nelson the bill was amended as follows:

Page 3, line 18, after the word "issue" strike the balance of the line.

Strike lines 19 to 21 inclusive.

Line 22, strike up to and including the word "issue;".

S. B. No. 31 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, and Snow.

Absent and not voting: Senators Baker, Farr, Holbrook, Huggins, Peterson, Stewart, Tanner.

S. B. No. 195 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht the bill was amended as follows:

Page 2, line 9 of the title, at the end of the line insert a comma.

Line 10, strike the first word.

Line 12, after the word "TIME" insert the following: "AND PROVIDING FOR DISPOSITION AND USE OF FEES FOR FILING AND RECORDING SUCH NOTICES."

Page 3, line 6, after the word "built" insert "or if the dam is constructed across the outlet of a lake $1 for each foot in height above the subgrade of the outlet, where it crosses the center line of such dam".

Line 8, after the word "made" insert "for inspection of the site where the dam is to be built or".

Line 9, after the word "plans" insert "and specifications".

Line 16, after the word "change" insert "permanently".

Page 4, between lines 5 and 6 insert:

"No fee shall be paid or charge made for examining and filing applications of the United States Bureau of Reclamation to appropriate water or to change the point of diversion, place or purpose of use of water or for approving and recording such applications."

Line 15, strike the word "Changes" and capitalize the letter "b" in the word "both".

Line 15, after the word "temporary" insert "changes of point of diversion, place, or purpose of use of water including water involved in general adjudication or other suits."

Line 17, after the word "change" strike the balance of the line.

Line 18, strike the line.

Page 5, line 4, strike the words "he shall find that".

Page 6, line 23, after the word "approval" insert "provided, however, that if the works be constructed with which to make beneficial use of the water applied for the state engineer may upon showing of such fact grant additional time beyond the twenty year period in which to make proof".

Page 8, line 12, and page 9, line 8, before the word "change" insert "permanent".

Page 10, line 17, after "( )" insert "Notices of claims to underground water filed pursuant to the provisions of section 100-5-12 may be transferred or assigned by instruments in writing in the manner herein provided."

Page 12, line 10, after the word "any" insert "impounding".

Line 13, strike "six months" and insert "thirty days".

Page 13, line 9, after the word "structures" strike the balance of the paragraph and insert "The provisions of this section relating to approval of plans, drawings and specifications and inspection of dams shall not apply to works constructed by the United States Bureau of Reclamation, provided, however, that such bureau shall file duplicate plans, drawings and specifications with the State Engineer."

Page 16, between lines 6 and 7, insert the following paragraph:

"All fees collected for filing and recording notices of claims to underground water after March 31, 1937, shall be paid into the state treasury as provided by Section 100-2-14 and may be withdrawn therefrom upon warrants of the state engineer and used by him to defray the expense of locating the well or wells described in such notices with reference to United States survey corners and to sea level datum."

S. B. No. 195 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Billings, Frischknecht, Grover, Holbrook, Holmes, Lund, Nelson, Parratt, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Griffin, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stewart, Tanner.

S. B. No. 207 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *S. B. No. 207* was read the third time and placed on its final passage.

S. B. No. 207 then passed on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Billings, Frischknecht, Grover, Holbrook, Holmes, Lund, Nelson, Parratt, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Griffin, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stewart, Tanner.

S. B. No. 207 was transmitted to the House.

S. B. No. 59 was read the second time.

Committee report read and adopted.

S. B. No. 59 was placed on the Third Reading Calendar on the following roll call:

Yeas, 11; Nays, 1; Absent, 11.

Those voting in the affirmative were: Senators Billings, Frischknecht, Grover, Holmes, Lund, Nelson, Parratt, Snow, Stevens, Thornton, Mr. President.

Voting in the negative: Senator Holbrook.

Absent and not voting: Senators Baker, Farr, Griffin, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stewart, Tanner.

On motion of Senator Maw the Senate adjourned.

FIFTY-SEVENTH DAY

MORNING SESSION

March 8, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 8, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

E. M. ROYLE,
G. G. LINDSTROM.

Report adopted and filed.

The President appointed Senators Billings and Huggins to revise the Journal for the remainder of the session.

COMMUNICATIONS FROM THE HOUSE

March 5, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 156* by Mr. Eynon, Mr. Stringham, Mr. Ramey, Mr. Poulsen, Mr. Hale, Mr. Allen, Mr. Marthakis, Mr. Ingleby, Mr. Selvin, Mr. Pett, Mr. Lundell, Miss Garff, entitled, "AN ACT AMENDING SECTION 79-9-3 OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO THE CLASSES OF LICENSES THAT MAY BE ISSUED FOR TREATING HUMAN AILMENTS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 156 was read the first time and referred to Committee on Health and Labor.

March 6, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 173*, by Mr. Watson, Miss Garff, and Mr. Brewster, entitled, "AN ACT TO ENCOURAGE THE CONSERVATION AND MOST EFFICIENT UTILIZATION OF THE NATURAL RESOURCES OF THE STATE OF UTAH FOR THE GREATEST BENEFIT TO ALL OF THE PRESENT AND FUTURE CITIZENS OF THE STATE BY PROVIDING MEANS FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF PROCESSES AND METHODS FOR SUCH CONSERVATION AND UTILIZATION OF SAID RESOURCES; PROVIDING THAT A SCIENTIFIC, NON-POLITICAL, NON-PROFIT FOUNDATION, OR CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF UTAH MAY BE MADE AN AGENCY OF THE STATE IN CARRYING OUT THE PURPOSES OF THIS ACT; PROVIDING THAT STATE FUNDS FOR CARRYING OUT THE PURPOSES OF THIS ACT MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION; SETTING FORTH THE TERMS AND CONDITIONS UNDER WHICH SAID FUNDS MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION FOR THE PURPOSES OF THIS ACT; PROVIDING THE SUM OF $2,500.00, FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF METHODS OF TREATING UTAH COALS FOR THE PRODUCTION OF A SUBSTANTIALLY SMOKELESS FUEL; FUEL GAS, MOTOR FUELS, OILS AND OTHER VALUABLE BY-PRODUCTS; DELEGATING TO THE UTAH CONSERVATION AND RESEARCH FOUNDATION THE AUTHORITY TO EXPEND SUCH FUNDS AS AN AGENCY OF THE STATE FOR THE PURPOSE SPECIFIED AND SETTING FORTH THE TERMS AND CONDITIONS OF SUCH EXPENDITURES; AND PROVIDING THAT STATE AGENCIES MAY PROVIDE FACILITIES FOR ASSISTANCE IN CARRYING OUT OF RESEARCH WORK UNDER SAID GRANT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 173 was read the first time and referred to Committee on Social Relations and Relief.

The President appointed a special committee consisting of Senators Parratt, Holbrook, Frischknecht, Nelson and Baker to consider the Governor's recess appointments.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 90 on final passage.

On motion of Senator Holmes the bill was amended as follows:

Page 2, strike lines 4 to 12 inclusive and also the Senate amendment and insert the following in lieu thereof:

"The clerk of the board of county commissioners shall furnish each newspaper in the county a certified copy of the proceedings of the county commissioners within three days after the adjournment of each session held, to be published as news items only.

Section 2. Any person or persons found guilty of violating the provisions of this act shall be guilty of a misdemeanor.

S. B. No. 90 then passed on the following roll call:

Yeas, 15; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Billings and Thornton.

Absent and not voting: Senators Frischknecht, Lamoreaux, Parratt, Peterson, Snow, Stevens.

S. B. No. 90 was transmitted to the House.

S. B. No. 94 on final passage.

On motion of Senator Nelson the bill was amended as follows:

Page 2, line 27, after the word "area" insert ", for milk produced within the state when competition in the milk industry exists".

S. B. No. 94 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Frischknecht, Lamoreaux, Parratt, Snow, Stevens, Thornton.

S. B. No. 94 was transmitted to the House.

S. B. No. 147 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Page 4, line 21, strike the word "shall" and insert "may".

Line 23, strike the last ten words.

Line 24, strike the first three words and insert "All moneys so appropriated may be secured by a lien or bond on the project for which said money was spent."

Line 26, strike "lend or donate" and insert "loan", and after the word "money" insert "secured by a lien or bond on the project for which said money was loaned".

Page 2, line 33, strike the words "with or without".

Page 3, lines 13 and 14, strike "notwithstanding any provision or rule of law to the contrary,".

Line 26, strike the word "no" and insert "any".

Line 27, strike the word "shall" and insert "may".

Line 32, beginning with the word "any" strike the balance of the paragraph.

Page 1, line 11 of the title, strike the last three words and insert the word "ALLOWING".

Line 15, strike the word "PAY" and insert the word "LOAN".

S. B. No. 147 then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Tanner, Mr. President.

Those voting in the negative were: Senators Griffin, Holbrook and Stewart.

Absent and not voting: Senators Parratt and Thornton.

S. B. No. 147 was transmitted to the House.

S. B. No. 148 was read the third time and placed on its final passage.

On motion of Senator Farr the bill was amended as follows:

Page 4, line 21, strike the word "is" and insert "may be".

Page 7, line 5, strike the last word.

Line 6, strike the line and insert the words, "a misdemeanor".

S. B. No. 148 then passed on the following roll call:

Yeas, 13; Nays, 3; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Stevens, Tanner, Mr. President.

Those voting in the negative were: Senators Farr, Holbrook and Stewart.

Absent and not voting: Senators Griffin, Grover, Huggins, Parratt, Peterson, Snow, Thornton.

S. B. No. 148 was transmitted to the House.

S. B. No. 149 was read the third time and placed on its final passage.

S. B. No. 149 then passed on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Stevens, Tanner, Mr. President.

Those voting in the negative were: Senators Frischknecht, Stewart.

Absent and not voting: Senators Griffin, Grover, Holbrook, Huggins, Parratt, Snow, Thornton.

S. B. No. 149 was transmitted to the House.

S. B. No. 150 was read the third time and placed on its final passage.

S. B. No. 150 failed to pass on the following roll call:

Yeas, 10; Nays, 7; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Stevens, Tanner, Mr. President.

Those voting in the negative were: Senators Farr, Frischknecht, Griffin, Holbrook, Holmes, Peterson, Stewart.

Absent and not voting: Senators Grover, Hopkin, Parratt, Royle, Snow, Thornton.

S. B. No. 170 was read the third time and placed on its final passage.

Senator Lund with the aid of four Senators requested a call of the Senate. Senators Baker, Farr, Grover, Holbrook, Nelson, Parratt, Royle and Snow were absent without leave.

On motion of Senator Lund the call was lifted.

Senator Grover moved that the rules be suspended and that *H. B. No. 173* take the place of *S. B. No. 170*.

Motion carried.

On motion of Senator Grover the rules were suspended and *H. B. No. 173* was read the second and third times and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 5, add the following new section:

"Section 9. All information obtained and all formulae, processes and methods of a valuable nature discovered, under the provisions of this act, shall be held secret and protected by the agency herein provided for, to be used exclusively for the benefit of this state and its citizens."

H. B. No. 173 then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Parratt, Peterson.

Absent and not voting: Senators Holbrook and Lindstrom.

H. B. No. 173 was returned to the House.

S. B. No. 130 was read the third time and placed on its final passage.

Senator Stevens with the aid of four Senators requested a call of the Senate. Senators Baker, Griffin, Grover, Holbrook, Huggins, Lindstrom, Lund, Parratt, Peterson and Royle were absent without leave.

On motion of Senator Stevens the call was lifted.

On motion of Senator Stevens the bill was amended as follows:

Page 2, line 9, in the amendment after the word "domain" insert "for the acquisition".

S. B. No. 130 then passed on the following roll call:

Yeas, 15; Nays, 5; Absent, 3.

Those voting in the affirmative were Senators Billings, Farr, Griffin, Grover, Holmes, Huggins, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Mr. President.

Those voting in the negative were: Senators Baker, Frischknecht, Hopkin, Parratt, Tanner.

Absent and not voting: Senators Holbrook, Lamoreaux, Thornton.

S. B. No. 130 was transmitted to the House.

S. B. No. 203 was read the third time and placed on its final pasage.

On motion of Senator Nelson the bill was amended as follows:

Line 10, at the end of the line insert "The provisions of this act shall not apply to wood taken from state lands for other than commercial purposes or to those entering state land for recreational purposes.

S. B. No. 203 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook and Thornton.

S. B. No. 203 was transmitted to the House.

S. B. No. 31 was read the third time and placed on its final passage.

S. B. No. 31 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Huggins, Lamoreaux, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Hopkin, Lund, Stevens.

S. B. No. 31 was transmitted to the House.

S. B. No. 195 was read the third time and placed on its final passage.

S. B. No. 195 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Lamoreaux, Lindstrom, Peterson.

S. B. No. 195 was transmitted to the House.

REPORT OF SPECIAL COMMITTEE

March 8, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their places on the calendar, as per indicated:

S. B. No. 95 at the head of the second reading calendar.

The following bills to take their places on the second reading calendar in the order named immediately following S. B. No. 235:

S. B. Nos. 253, 103, 102, 163, 133, 218, 85, 104, 134, 191, 23, 99, 88, 89, 224, 156, 157.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

Upon unanimous consent of the Senate the following bill was introduced.

S. B. No. 256 By Sifting Committee

AN ACT AUTHORIZING THE ATTORNEY GENERAL TO APPEAR FOR THE STATE AND MAKE THE STATE A PARTY TO TWO ACTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH AND MAKE ANSWER THEREIN FOR THE PURPOSE OF PROTECTING THE INTEREST OF THE STATE TO CERTAIN LANDS, was read the first time.

On motion of Senator Huggins the rules were suspended and *S. B. No. 256* was read the second and third times and placed on its final passage.

S. B. No. 256 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Grover, Lindstrom, Peterson.

S. B. No. 256 was transmitted to the House.

Senator Maw moved that all rules to the contrary be suspended and that we consider Senate Bills until tomorrow noon.

Motion carried.

On motion of Senator Parratt the Senate recessed until 1:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:00 p. m.

Roll Call—All Senators present.

COMMUNICATIONS FROM THE GOVERNOR

March 6, 1937.

TO THE SENATE:

I have this day approved and transmitted to the Secretary of State *S. B. No. 93*, by Mrs. Lund, entitled, "AN ACT AMENDING SECTION 75-11-3, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ORGANIZATION OF BOARDS OF EDUCATION, AND TO THEIR PRESIDENTS, VICE PRESIDENTS, CLERKS, AND TREASURERS."

Very respectfully yours,
HENRY H. BLOOD,
Governor.

Communication filed.

March 6, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 151*, by Mrs. Stewart, entitled, "AN ACT AMENDING SECTION 75-12-10, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 58, LAWS OF UTAH, 1935, PROVIDING FOR THE ESTIMATE AND STATEMENT FOR AND LEVY OF SCHOOL TAXES."

Very respectfully yours,
HENRY H. BLOOD,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 121,* by Mr. Royle, (By Request) entitled, "AN ACT TRANSFERRING VARIOUS SANITARY INSPECTION AND SANITARY REGULATION DUTIES NOW IMPOSED ON THE STATE BOARD OF AGRICULTURE TO THE STATE BOARD OF HEALTH RELATIVE TO THE PLACARDING OF RESTAURANTS OR OTHER ESTABLISHMENTS SELLING MARKET MILK OR MARKET MILK PRODUCTS, THE SANITARY REGULATION OF RESTAURANTS, HOTELS, CONFECTIONARY SHOPS, OR ANY PLACES WHERE MEATS, FOODS, OR BEVERAGES ARE PREPARED AND SERVED FOR IMMEDIATE CONSUMPTION ON THE PREMISES; AND THE INSPECTION AND SANITARY REGULATION OF HOTELS, TOURIST CAMPS AND AUTO TRAILER CAMPS, PROVIDING FOR RULES AND REGULATIONS AND PENALTY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 121 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 4,* by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook, Mr. Pett, entitled, "AN ACT TO PROTECT TRADE-MARK OWNERS, PRODUCERS, DISTRIBUTORS AND THE GENERAL PUBLIC AGAINST INJURIOUS AND UNECONOMIC PRACTICES IN THE DISTRIBUTION OF COMPETITIVE COMMODITIES BEARING A DISTINGUISHING TRADE-MARK, BRAND OR NAME, THROUGH THE USE OF VOLUNTARY CONTRACTS ESTABLISHING MINIMUM RESALE PRICES AND PROVIDING FOR REFUSAL TO SELL UNLESS SUCH MINIMUM RESALE PRICES ARE OBSERVED," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 5*, by Mr. Ramey (By Request) entitled, "AN ACT AMENDING TITLE 79, REVISED STATUTES OF UTAH, 1933, ENACTING A NEW CHAPTER KNOWN AS CHAPTER 14, RELATING TO THE PRACTICES OF PLUMBERS; PROVIDING FOR CERTAIN QUALIFICATIONS, EXAMINATION, AND REGISTRATION OF PLUMBERS; PROVIDING PENALTIES FOR UNREGISTERED PERSONS ENGAGING IN THE TRADE OF PLUMBING AND FOR UNPROFESSIONAL CONDUCT OF PLUMBERS; PROVIDING FOR A REPRESENTATIVE COMMITTEE, FEES, INTERPRETATION OF ACT, EXEMPTIONS, AND MAKING THE OTHER PROVISIONS OF TITLE 79, APPLICABLE TO THIS CHAPTER WHEN NOT IN CONFLICT HEREWITH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 5 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 7*, by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook, Mr. Pett, entitled, "AN ACT RELATING TO COMMERCE AND TRADE, MAKING CERTAIN UNFAIR AND DISCRIMINATORY PRACTICES UNLAWFUL; DECLARING CERTAIN CONTRACTS ILLEGAL AND PROHIBITING RECOVERY THEREON; PROVIDING FOR ACTIONS TO ENJOIN UNFAIR COMPETITION AND DISCRIMINATION AND TO RECOVER DAMAGES THEREFORE; PROVIDING PENALTIES; REPEALING ALL OF THE LAWS IN CONFLICT THEREWITH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 7 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House *H. B. No. 8,* by Mr. Hale, Mr. Boyden, Mr. Marthakis, Mr. Holbrook, Mr. Pett, entitled, "AN ACT REPEALING CHAPTER 76, LAWS OF UTAH, 1935, CREATING A COMMISSION TO HAVE GENERAL SUPERVISION OVER THE ADMINISTRATION OF ALL LAWS REGULATING THE CONDUCT OF BUSINESS AND TRADE; PROVIDING FOR THE MEMBERSHIP, APPOINTMENT, TERMS OF OFFICE AND SALARIES OF THE MEMBERS THEREOF; DEFINING THEIR POWERS AND DUTIES DECLARING UNFAIR METHODS OF COMPETITION UNLAWFUL; SETTING FORTH THE PROCEDURE BEFORE THE COMMISSION AND COURTS PROVIDING APPROPRIATION THEREFORE; REPEALING ALL LAWS IN CONFLICT HEREWITH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 8 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 46,* by Mr. Jensen, entitled, "AN ACT AMENDING SECTIONS 3-10-7, 3-10-11, 3-10-17, 3-10-21, 3-10-23, AS AMENDED BY CHAPTER 5, LAWS OF UTAH, 1935, AND 3-10-53, REVISED STATUTES OF UTAH, 1933, RELATING TO STANDARDS AND DEFINITIONS AND DAIRY, FOOD AND DRUG PRODUCTS, DISEASED CATTLE AND CONTAMINATED CANS, CONTAINERS, ETC," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 46 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 60,* by Mr. Lundell,

entitled, "AN ACT AMENDING SECTION 2, CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 91, LAWS OF UTAH, 1935, RELATING TO THE EMERGENCY REVENUE ACT OF 1933, AS AMENDED; DEFINITIONS USED THEREIN, AND CLARIFYING DEFINITIONS USED THEREIN, AND EXEMPTING FROM TAXATION UNDER THE TERMS OF SAID ACT, ISOLATED TRANSACTIONS AND OCCASIONAL TRANSACTIONS INVOLVING TRANSFER OF PROPERTY RIGHTS FROM PERSONS NOT ENGAGED IN A REGULARLY CONSTITUTED BUSINESS OR ENTERPRISE SUBJECTED TO TAXATION BY THE TERMS OF SAID ACT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 60 was read the first time and referred to Committee on Revenue and Taxation.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 96,* by Mrs. Aird, Mrs. Jacob, entitled, "AN ACT AMENDING SECTION 15-7-62, REVISED STATUTES OF UTAH, 1933, RELATING TO SPECIAL IMPROVEMENT WARRANTS, WHEN ISSUED AND PURPOSE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 96 was read the first time and referred to Committee on State and Municipal Affairs.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 102,* by Committee on Agriculture, entitled, "AN ACT AMENDING SECTIONS 3-3-22, 3-3-23, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 102 was read the first time and referred to Committee on Agriculture and Irrigation.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 142*, by Mr. Granger, entitled, "AN ACT AMENDING SECTION 80-7-1, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS AS A BOARD OF EQUALIZATION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 142 was read the first time and referred to Committee on State and Municipal Affairs.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 167*, by Mr. Winder, entitled, "AN ACT AMENDING SECTION 43-3-5, REVISED STATUTES OF UTAH, 1933, RELATING TO MUTUAL AND MUTUAL ASESSMENT COMPANIES—LIMIT OF ASSETS AND CLASSES OF BUSINESS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 167 was read the first time and referred to Committee on Banking and Commerce.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 173*, by Mr. Watson, Miss Garff, and Mr. Brewster.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 248*, by Mr. Weggeland of the Appropriations Committee, entitled, "AN ACT APPROPRIATING $25,000 FOR THE PAYMENT OF THE EXPENSES OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 248 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. M. No. 4*, by Mr. Marthakis, Mr. Brewster, Mr. Stringham, Mr. Low, Mr. Pratt, entitled, "A MEMORIAL RELATING TO THE PROPOSAL IN THE CONGRESS OF THE UNITED STATES TO REDUCE THE NUMBER OF CIVILIAN CONSERVATION CORPS CAMPS IN UNITED STATES FROM 2100 TO 1400," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

REPORT OF STANDING COMMITTEE

March 6, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 255*, by Mr. Huggins, has carefully examined the same and begs leave to report as follows:

We recommend that all the body and title of said bill be stricken and that the following be substituted therefor:

"AN ACT AUTHORIZING THE STATE LAND BOARD TO QUIT CLAIM TO THE UNITED STATES CERTAIN LANDS WITHIN BOX ELDER COUNTY, UTAH, RESERVING TO THE STATE ALL MINERAL RIGHTS.

Be it enacted by the Legislature of the State of Utah:

Section 1. For the purpose of enlargement and administration of the Bear River Migratory Bird Refuge located in Box Elder County, Utah, the State Land Board is hereby authorized in its discretion to quit claim to the United States, reserving to the State of Utah all mineral rights, title to any lands lying in Townships 8 and 9 North, Ranges 2, 3, 4 and 5 West, Salt Lake Meridian.

Section 2. This act shall take effect upon approval."

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

S. B. No. 255 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Snow *S. B. No. 95* retains its position on the calendar.

S. B. No. 87 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 87* was read the third time and placed on its final passage.

S. B. No. 87 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Billings, Farr, Grover, Huggins, Lamoreaux, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Parratt.

S. B. No. 87 was transmitted to the House.

S. B. No. 131 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 131* was read the third time and placed on its final passage.

S. B. No. 131 then passed on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were Senators Billings, Farr, Grover, Huggins, Lamoreaux, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Parratt, Peterson, Thornton.

S. B. No. 131 was transmitted to the House.

S. B. No. 132 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 132* was read the third time and placed on its final passage.

S. B. No. 132 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Holmes, Huggins, Lamoreaux, Nelson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Grover, Holbrook, Hopkin, Lindstrom, Lund, Parratt, Peterson.

S. B. No. 132 was transmitted to the House.

S. B. No. 201 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 3, lines 12 and 13, strike "( )".

On motion of Senator Huggins the rules were suspended and *S. B. No. 201* was read the third time and placed on its final passage.

S. B. No. 201 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Huggins, Lamoreaux, Lindstrom, Nelson, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Hopkin, Lund, Parratt.

S. B. No. 201 was transmitted to the House.

S. B. No. 187 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 187* was read the third time and placed on its final passage.

S. B. No. 187 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Royle, Snow, Stevens, Tanner, Thornton.

Absent and not voting: Senators Baker, Frischknecht, Lund, Parratt, Peterson, Stewart, Mr. President.

S. B. No. 187 was transmitted to the House.

S. B. No. 188 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 188* was read the third time and placed on its final passage.

S. B. No. 188 then passed on the following roll call :

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Hopkin, Huggins, Lindstrom, Nelson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Holmes, Lamoreaux, Lund, Parratt, Peterson, Stewart.

S. B. No. 188 was transmitted to the House.

S. B. No. 189 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the rules were suspended and *S. B. No. 189* was read the third time and placed on its final passage.

S. B. No. 189 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Lund, Nelson, Parratt.

S. B. No. 189 was transmitted to the House.

S. B. No. 84 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 84* was read the third time and placed on its final passage.

S. B. No. 84 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Lund, Nelson, Parratt, Snow.

S. B. No. 84 was transmitted to the House.

S. B. No. 92 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 92* was read the third time and placed on its final passage.

S. B. No. 92 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Grover, Holbrook, Lund, Nelson, Parratt, Snow.

S. B. No. 92 was transmitted to the House.

S. B. No. 74 was read the second time.

Committee report read and adopted.

S. B. No. 74 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 5; Absent, 5.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Huggins, Nelson, Parratt, Stewart, Tanner.

Those voting in the negative were: Senators Billings, Lindstrom, Peterson, Royle, Stevens.

Absent and not voting: Senators Holmes, Lamoreaux, Lund, Snow, Thornton.

On motion of Senator Maw the rules were suspended and *S. B. No. 74* was read the third time and placed on its final passage.

S. B. No. 74 failed to pass on the following roll call:

Yeas, 11; Nays, 10; Absent, 2.

Those voting in the affirmative were: Senators Farr, Griffin, Grover, Hopkin, Huggins, Lamoreaux, Nelson, Parratt, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Frischknecht, Holbrook, Holmes, Lindstrom, Peterson, Royle, Snow, Stevens.

Absent and not voting: Senators Lund and Thornton.

On motion of Senator Nelson the enacting clause was stricken on *S. B. No. 75*.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 59 was read the third time and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 3, line 4, strike the last five words.

Strike lines 5 and 6.

S. B. No. 59 failed to pass on the following roll call:

Yeas, 11; Nays, 12; Absent, 0.

Those voting in the affirmative were: Senators Farr, Griffin, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Snow, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Frischknecht, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Royle, Stevens, Stewart, Tanner.

REPORT OF SPECIAL COMMITTEE

March 8, 1937.

Mr. President and Mr. Speaker:

We, your Conference Committee to which was referred *H. B. No. 32*, by Mr. Calder, begs leave to report its findings. It recommends that the

Senate recede from its amendment regarding Section 4, and the following matter be substituted therefor:

"The State Road Commission shall issue rules and regulations providing for uniform accounting of funds to be expended upon class B and class C roads as provided in this act, and providing for necessary control over such funds as shall be required by the Federal Government in order for the state to comply with the provisions of the Federal aid road act approved July 11, 1916, as amended and supplemented. It shall apportion the class B and class C State Road Funds among the counties and cities in accordance with the provisions of this act, and shall cooperate with the county commissioners of the various counties and the governing officials of the cities and towns in order to put into effect the intent and purpose of this act."

That the House concur in all other Senate amendments.

Respectfully,

J. W. THORNTON,
Chairman, Senate Committee,

HEBER BENNION, JR,
Chairman, House Committee.

Report adopted and filed.

H. B. No. 32 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Royle, Tanner.

H. B. No. 32 was returned to the House.

March 6, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee on *H. B. No. 17*, by Mr. Burton, recommends that the Senate recede from its amendment on page 1, line 14.

That the Senate recede from its last amendment on page 2, line 4, "said qualified".

That the House concur in the Senate amendment, striking "shall" and inserting "may" on page 2, line 4.

That the Senate recede from its amendment on page 2, line 7.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman, Senate Committee,

EMILY D. AIRD,
Chairman, House Committee.

Report adopted and filed.

H. B. No. 17 failed to pass on the following roll call:

Yeas, 10; Nays, 10; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Grover, Holmes, Hopkin, Lamoreaux, Lund, Stewart, Thornton.

Those voting in the negative were: Senators Farr, Griffin, Holbrook, Huggins, Nelson, Parratt, Royle, Snow, Stevens, Tanner.

Absent and not voting: Senators Lindstrom, Peterson, Mr. President.

H. B. No. 17 was returned to the House.

S. B. No. 111 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin the bill was amended as follows:

On page 3, line 1, after the word "thereof" insert the following:

"Provided however, that any Oleomargarine exempted from tax under this act shall not contain whale oil, and must be manufactured from a combination of fats and oils produced within the continental U. S. A., and must contain not less than 50% by volume of the following: Oleo Oil, from cattle, Oleo stock from cattle, Oleo Stearin from cattle, neutral lark from hogs, or sheep fat."

S. B. No. 111 failed to pass on the following roll call:

Yeas, 9; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Lamoreaux, Lindstrom, Nelson, Royle, Snow, Stewart.

Those voting in the negative were: Senators Farr, Frischknecht, Griffin, Holbrook, Holmes, Huggins, Lund, Parratt, Peterson, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senator Hopkin.

Senator Lamoreaux moved that we do now consider *S. B. Nos. 156* and *157* on the Second Reading Calendar.

Senator Lamoreaux with the aid of four Senators requested a roll call on the motion.

Senator Lamoreaux with the aid of four Senators requested a call of the Senate. Senators Farr and Hopkin were absent without leave.

On motion of Senator Lamoreaux the call was lifted.

Senator Holbrook moved to table the motion.

Senator Lamoreaux with the aid of four Senators requested a roll call on the motion to table.

The motion to table was lost on the following roll call:

Yeas, 9; Nays, 14; Absent, 0.

Those voting in the affirmative were: Senators Holbrook, Huggins, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Royle, Thornton.

The motion to consider *S. B. Nos. 156* and *157* was lost on the following roll call:

Yeas, 9; Nays, 14; Absent, 0.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Grover, Hopkin, Lamoreaux, Lund, Nelson, Thornton.

Those voting in the negative were: Senators Frischknecht, Griffin, Holbrook, Holmes, Huggins, Lindstrom, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

On motion of Senator Grover *S. B. No. 183* was taken from the table.

S. B. No. 183 on second reading.

On motion of Senator Grover the bill was amended as follows:

Line 2 of the title and line 2 of the bill, strike "and 75-2-4" and after the figures "75-6-4" insert the word "and".

On motion of Senator Royle the Senate recessed until 7:00 p. m.

EVENING SESSION

The Senate reconvened at 7:00 p. m.

Roll Call—All Senators present.

The Committee appointed to investigate the state departments reported its findings.

On motion of Senator Parratt the Senate resolved itself into Executive Session.

On motion of Senator Royle the Executive Session dissolved.

The Senate read the Governor's appointments but no recommendations were made.

On motion of Senator Lindstrom the Senate adjourned.

FIFTY-EIGHTH DAY

MORNING SESSION

March 9, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 9, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

G. V. BILLINGS,
IRA A. HUGGINS.

Report adopted and filed.

REPORT OF SPECIAL COMMITTEE

March 8, 1937.

Mr. President:

We, your Special Committee, to which was referred *S. B. No. 254* by Mr. Maw, have considered the same and recommend that it be passed with the following amendments:

On page 1, line 1, after the words "Secretary of State" insert "upon recommendation of the Board of Examiners".

On page 1, line 10, after the word "authorize" strike the words "and directed".

Respectfully,

DANIEL STEVENS,
Chairman.

Report filed.

Senator Parratt moved that the rules be suspended and that we do now consider *S. B. No. 254.*

Motion carried.

S. B. No. 254 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the rules were suspended and *S. B. No. 254* was read the third time and placed on its final passage.

S. B. No. 254 then passed on the following roll call:

Yeas, 15, Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund (expl. vote), Nelson, Parratt, Royle, Snow, Stewart, Mr. President.

Absent and not voting: Senators Baker, Holbrook, Huggins, Lindstrom, Peterson, Stevens, Tanner, Thornton.

S. B. No. 254 was transmitted to the House.

REPORTS OF STANDING COMMITTEES

March 9, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *S. B. No. 248* by Mr. Thornton, Mr. Farr, Mr. Grover, begs leave to report same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

S. B. No. 248 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

We, your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 111*, by Mr. Boyden, beg leave to report the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 111 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred *S. B. No. 22*, by Mr. Lamoreaux, begs leave to report same out unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 22 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 80* by Mr. Farr, Mr. Holmes, and Mr. Stevens, entitled, "AN ACT AMENDING SECTION 30-0-13 AND 30-0-15, REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME AND FIXING RESIDENT LICENSE FEES TO HUNT AND FISH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 80 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1937.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred *S. B. No. 113* by Mr. Lamoreaux, begs leave to report same out unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 113 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 121* by Mr. Royle, entitled, "AN ACT TRANSFERRING VARIOUS SANITARY INSPECTION AND SANITARY REGULATION DUTIES NOW IMPOSED ON THE STATE BOARD OF AGRICULTURE TO THE STATE BOARD OF HEALTH RELATIVE TO THE PLACARDING OF RESTAURANTS OR OTHER ESTABLISHMENTS SELLING MARKET MILK OR MARKET MILK PRODUCTS, THE SANITARY REGULATION OF RESTAURANTS, HOTELS, CONFECTIONARY SHOPS, OR ANY PLACES WHERE MEATS, FOODS, OR BEVERAGES ARE PREPARED AND SERVED FOR IMMEDIATE CONSUMPTION ON THE PREMISES; AND THE INSPECTION AND SANITARY REGULATION OF HOTELS, TOURIST CAMPS AND AUTO TRAILER CAMPS, PROVIDING FOR RULES AND REGULATIONS AND PENALTY," examined by this committee and a like com-

mittee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 121 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1937.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred *S. B. No. 216* by Mr. Snow, begs leave to report same out unfavorably.

Respectfully,

WARD C. HOLBROOK,
Chairman.

Report filed.

S. B. No. 216 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 17*, by Mr. Maw, begs leave to report same out without recommendations.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

S. J. R. No. 17 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 27* by Mr. Hadley, begs leave to report same out unfavorably.

Respectfully,

IRA A. HUGGINS,
Chairman.

Report filed.

H. B. No. 27 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 63* by Mr. Spence, Mr. Eynon, and Mr. Pett, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 63 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. B. No. 156* by Mr. Eynon, Mr. Stringham, Mr. Ramey, Mr. Poulsen, Mr. Hale, Mr. Allen, Mr. Marthakis, Mr. Ingleby, Mr. Selvin, Mr. Pett, Mr. Lundell, and Miss Garff, report same out without recommendation.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 156 was referred to the Sifting Committee.

March 8, 1937.

Mr. President:

We, your Committee on Health and Labor, to which was referred *H. C. M. No. 5* by Mr. Stringham, report same out favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. C. M. No. 5 was referred to the Sifting Committee.

REPORT OF SPECIAL COMMITTEE

March 8, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 55* (as amended), by Mr. Nelson, begs leave to recommend:

That the Senate concur in the House amendments on page 4, line 12, striking the words "and who has an established place of business for such purpose".

That the Senate concur in the House amendment on page 8, line 20, striking the word "an" and inserting in lieu thereof the word "any".

That the Senate concur in the House amendment on page 11, line 6, inserting after the parenthesis following the word "unit" the words "except as hereinafter provided".

That the Senate concur in the House amendment on page 11, line 7, underlining the words "provided that the gross" and all of lines 8, 9, 10, and 11, which is new material.

That the Senate concur in the House amendments on page 11, striking the letters "A" on line 15, "B" on line 18, "C" on line 21, "D" on line 24, "E" on line 26, "F" on line 28, "G" on line 33, and on page 12, the letters "A" on line 8, "B" on line 11, "C" on line 14, "D" on line 17, "E" on line 19, provided that on page 12, between lines 19 and 20, the following be inserted: "The tax commission may classify on the license plate by alphabetic letters the different weights as licensed."

That the Senate concur in the House amendments on page 11, line 15,

striking the numerals "3000" and inserting in lieu thereof "3500" and on page 11, line 16, striking the numerals "3001" and inserting in lieu thereof "3501".

That on page 11, line 16, "4000" be stricken and "4500" inserted.

That on page 11, line 17, "4001" be stricken and "4501" inserted, and "5000" be stricken and "5500" inserted.

That on page 11, line 18, "5001" be stricken and "5501" inserted.

That the House recede from its amendment after line 17, page 11, reading as follows: "Provided, farm trucks when used by the owners to carry their products to market and return with supplies for their own use shall pay the following:

3500 pounds or less.....$ 5.00

3501 pounds, not over 4000.....12.50"

That the House amendments be amended as follows and that the Senate concur therein. Page 11,

Line 21, strike "75.00" and insert "70.00".

Line 22, strike "100.00" and insert "90.00".

Line 23, strike "125.00" and insert "110.00".

Line 24, strike "150.00" and insert "135.00".

Line 25, strike "175.00" and insert "155.00".

Line 26, strike "200.00" and insert "180.00".

Line 27, strike "225.00" and insert "200.00".

Line 28, strike "250.00" and insert "220.00".

Line 29, strike "275.00" and insert "245.00".

Line 30, strike "300.00" and insert "270.00".

Line 31, strike "325.00" and insert "295.00".

Line 32, strike "350.00" and insert "315.00".

Line 33, strike "375.00" and insert "340.00".

Page 12,

Line 1, strike "400.00" and insert "365.00".

Line 2, strike "425.00" and insert "390.00".

Line 3, strike "450.00" and insert "415.00".

Line 4, strike "475.00" and insert "440.00".

That the House recede from its amendment striking "12.50" on page 12, line 8.

That the Senate concur in the House amendment striking "25.00" on page 12, line 9, and inserting in lieu thereof "30.00".

That the House amendments be amended as follows and that the Senate concur therein. Page 12,

Line 10, strike "60.00" and insert "55.00".

Line 11, strike "90.00" and insert "80.00".

Line 12, strike "120.00" and insert "110.00".

Line 13, strike "150.00" and insert "135.00".

Line 14, strike "180.00" and insert "165.00".

Line 15, strike "210.00" and insert "190.00".

Line 16, strike "240.00" and insert "220.00".

Line 17, strike "270.00" and insert "245.00".

Line 18, strike "300.00" and insert "275.00".

Line 19, strike "330.00" and insert "300.00".

That the Senate concur in the House amendment striking lines 20, 21, and 22, on page 12.

That the Senate concur in the House amendment striking lines 31, 32, and 33. on page 12; and lines 1, 2, 3, 4, and 5 on page 13.

That the House amendment on page 13, line 11, be amended as follows: after the word "one" delete "and one-fourth" and that the words "and one-eighth" be inserted in lieu thereof, and that the Senate concur in the House amendment.

That the Senate concur in the House amendments striking the last letter "s" on the words "vehicles", "trailers" and "semitrailers" on page 13, line 18.

That the Senate concur in the House amendment striking "September" on line 25, page 13, and inserting "July".

That the Senate concur in the House amendment striking "September" on lines 28 and 29, page 13, and inserting "July".

That the Senate concur in the House amendment on page 15, striking lines 23, 24, 25, 26, 27, 28, 29, 30, 31, and 32.

That the Senate concur in the House amendments on page 18, striking Section 3 and Section 4, on lines 23, 24, 25, and 26, and inserting in lieu thereof the following sections:

"Section 3. The provisions of Section 133, Article 11, Chapter 46, Laws of Utah, 1935, shall remain in effect until December 31, 1937: This act shall take effect June 1, 1937. Any person operating a motor vehicle, trailer or semi-trailer who shall have registered under the provisions of Section 133, Article 11, Chapter 46, Laws of Utah, 1935, may at any time prior to December 31, 1937 re-register under the provisions of this act after the same becomes effective. All new registrations after the effective date of this act shall be subject to the provisions of this act. It is the intention of the Legislature by the provisions of this section to reserve to those persons who have already registered for the year 1937 under the

provisions of Section 133, Article 11, Chapter 46, Laws of Utah, 1935, the right to operate under such registration for the entire year if they so choose, provided, that any such person shall be entitled upon his option to re-register as hereinabove provided, under the provisions of this act.

"Section 4. Sections 126 and 127 of Article 10, Chapter 46, Laws of Utah, 1935, and all other acts or parts of acts in conflict with the provisions of this act are repealed. Sections 141, 143, and 144, Article 11, Chapter 46, Laws of Utah, 1935, are hereby repealed except as to all persons who shall be required to pay a registration fee under the provisions of Section 133, Article 11, Chapter 46, Laws of Utah, 1935, and as to said persons Sections 141, 143, and 144, Article 11, Chapter 46, Laws of Utah, 1935, shall be repealed December 31, 1937."

Respectfully,

LAWRENCE E. NELSON,
Senate Chairman,

WILMER J. MAW,
House Chairman.

Report adopted and filed.

S. B. No. 55 then passed on the following roll call:

Yeas, 16; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Farr (expl. vote).

Absent and not voting: Senators Baker, Holbrook, Lindstrom, Parratt, Peterson, Stevens.

S. B. No. 55 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 194 was read the third time and placed on its final passage.

On motion of Senator Nelson *S. B. No. 194* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 100 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin *S. B. No. 100* was tabled.

UNFINISHED BUSINESS

S. B. No. 183 on second reading.

On motion of Senator Grover the bill was amended as follows:

Page 1, line 18, strike the word "resident".

Page 2, strike lines 8 to 33 inclusive.

Page 3, strike lines 1 to 27 inclusive.

S. B. No. 183 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Billings, Griffin, Holmes, Hopkin, Peterson, Snow, Stevens, Thornton.

Absent and not voting: Senators Baker and Lindstrom.

On motion of Senator Parratt the rules were suspended and *S. B. No. 183* was read the third time and placed on its final passage.

S. B. No. 183 then passed on the following roll call:

Yeas, 13; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Stewart, Tanner, Mr. President.

Those voting in the negative were: Senators Billings, Griffin, Holmes, Hopkin, Peterson, Snow, Stevens, Thornton.

Absent and not voting: Senators Baker and Lindstrom.

S. B. No. 183 was transmitted to the House.

Senator Grover moved that *S. B. No. 248* be recalled from the Sifting Committee and that said bill take its place on the Second Reading Calendar immediately following *S. B. No. 212*.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 217 was read the third time and placed on its final passage.

S. B. No. 217 then passed on the following roll call:

Yeas, 14; Nays, 3; Absent, 6.

Those voting in the affirmative were: Senators Farr, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Snow, Stevens.

Absent and not voting: Senators Baker, Holmes, Huggins, Lindstrom, Peterson, Royle.

S. B. No. 217 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 182 was read the second time.

Committee report read and adopted.

On motion of Senator Lund the bill was amended as follows:

In title, line 1, and line 1 of the bill, after "2," delete "AND", and after "3," insert "4, AND 6,".

Page 1, line 9, after the word "functioning" insert *"self-help"*.

Line 10, after the word "cooperatives" insert *"only"*, then add *"which may not admit representatives of consumer cooperatives or others not under the supervision of the self-help board."*

Line 11, strike the word "board" and add the letter *"s"* to the word "cooperative".

Page 2, line 4, after the word "board" add the following: *", provided sums paid to board members and their employees, the director, and such technical, clerical, and any and all other assistants shall not exceed 20% of funds allocated to the board or sums repaid to the board from self-help cooperatives."*

Line 7, strike the period and add the following: *"and shall post such surety bonds as the board shall require. Repayments of loans from self-help cooperatives to the state self-help department shall be made to the treasurer thereof and to him only, who shall issue an official receipt for sums received."*

Line 13, after the word "board." delete the period, insert a comma and the following: *"provided the board shall not employ one of the members of said board or relatives of board members to any position over which said board has jurisdiction, provided further that should an employee of said board be selected to membership on said board he shall resign such employment before becoming eligible to membership on said board."*

After line 31, insert the following:

"4. The office of the self-help cooperative board shall be maintained at the state capitol and meetings shall be held at least once every two weeks, the day and hour to be set by said board. The board shall make ( ) written ( ) *reports* to the governor of its official acts and investigations and shall make such recommendations as it deems necessary and advisable.

"6. The attorney general shall render such legal services in connection with the work of the board as it may require."

S. B. No. 182 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 7; Absent, 2.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Farr, Frischknecht, Holbrook, Hopkin, Parratt, Stevens, Tanner.

Absent and not voting: Senators Baker and Holmes.

On motion of Senator Lund the rules were suspended and *S. B. No. 182* was read the third time and placed on its final passage.

S. B. No. 182 then passed on the following roll call:

Yeas, 15; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Billings, Griffin, Grover, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr, Frischknecht, Holbrook, Hopkin, Parratt, Stevens.

Absent and not voting: Senators Baker and Holmes.

S. B. No. 182 was transmitted to the House.

REPORT OF SPECIAL COMMITTEE

March 9, 1937.

Mr. President:

Your Sifting Committee reports out *S. B. No. 78* to take its place at the head of the second reading calendar.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 78 was read the second time.

Committee report read and adopted.

On motion of Senator Parratt the bill was amended as follows:

Reinstate "Section 2" to its original printed form.

Page 1, line 6, strike the figures "115" and insert "100".

Reinstate line 2 and 3 of the title to their original printed form.

On motion of Senator Parratt the rules were suspended and *S. B. No. 78* was read the third time and placed on its final passage.

S. B. No. 78 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Griffin, Grover, Lamoreaux, Lindstrom, Peterson, Stewart.

S. B. No. 78 was transmitted to the House.

S. B. No. 212 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 2, line 20, after the word *"any"* delete *"fruits, vegetables, meat or meat"* and insert the word *"farm"*.

Page 5, line 2, after the word *"agriculture"* delete the parenthesis and the following words: *"shall publish annually in pamphlet form"* and delete the parenthesis and add the following: *"may publish in pamphlet form as often as necessary"*.

Page 6, delete lines 6 to 16 inclusive and the first two words of line 17.

Line 18, after the word *"require"* add the word *"surety"* and after the word "bond" delete the following: *"with good and sufficient surety"* and add *"in the amount of $1000 executed by the applicant as principal and by a surety company qualified and authorized to do business in this state as surety."*

Line 19, after the word *"state"* delete *"of Utah as obligee"* and insert *"in favor of every seller of farm produce to a processor and"*.

Line 22, after the word "purchase" strike remainder of the underlined material in section 8 and insert the following: *"Any producer of farm products claiming to be injured by fraud, deceit or negligence of any processor may bring action as provided in this act in the case of commission merchant. In case of failure by processor to pay producer for farm produce received from said producer the Board of Agriculture shall proceed as authorized by this act in the case of commission merchant."*

On motion of Senator Frischknecht the bill was amended as follows:

Page 2, line 19, after the word "contracting" insert the words "to purchase".

On motion of Senator Holbrook the rules were suspended and *S. B. No. 212* was read the third time and placed on its final passage.

S. B. No. 212 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Huggins, Lamoreaux, Nelson, Snow.

S. B. No. 212 was transmitted to the House.

Senator Royle moved that the rules be suspended and that *S. B. No. 133* be recalled from the Sifting Committee and that it take its place on the Second Reading Calendar immediately following *S. B. No. 248*.

Motion carried.

S. B. No. 248 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the bill was amended as follows:

Line 3, strike the word "may" and insert the word "shall".

On motion of Senator Grover the rules were suspended and *S. B. No. 248* was read the third time and placed on its final passage.

S. B. No. 248 then passed on the following roll call:

Yeas, 12; Nays, 1; Absent, 10.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Grover, Lund, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Holmes.

Absent and not voting: Senators Baker, Farr, Holbrook, Hopkin, Huggins, Lamoreaux, Lindstrom, Nelson, Peterson, Snow.

S. B. No. 248 was transmitted to the House.

S. B. No. 133 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *S. B. No. 133* was read the third time and placed on its final passage.

S. B. No. 133 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Snow.

S. B. No. 133 was transmitted to the House.

S. B. No. 180 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin, the rules were suspended and *S. B. No. 180* was read the third time and placed on its final passage.

On motion of Senator Frischknecht the bill was amended as follows:

Page 2, line 20, strike ".015" and insert ".25".

Page 4, line 5, Page 5, line 5, Page 6, line 5, and Page 7, line 5, strike the word "April".

Page 4, lines 7 and 10, Page 5, lines 7 and 10, Page 6, lines 7 and 10, and Page 7, lines 7 and 10, strike the word "and" and after the word "March" insert "and April".

Page 7, at the end of line 10, insert the following:

"This law does not require that motor fuels made by the distillation of the natural bodies of Utah's solid carbonaceious materials shall be limited to a maximum of .25% sulphur."

S. B. No. 180 then passed on the following roll call:

Yeas, 13; Nays, 3; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Hopkin, Huggins, Nelson, Parratt, Peterson, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative: Senators Grover, Lund, Stewart.

Absent and not voting: Senators Baker, Holbrook, Holmes, Lamoreaux, Lindstrom, Royle, Snow.

S. B. No. 180 was transmitted to the House.

On motion of Senator Stevens the Senate recessed until 1:00 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:00 p. m.

Roll Call—All Senators present.

Senator Huggins moved that the rules be suspended and that we do now consider S. B. Nos. 235, 253, 103, 102 and 163.

Motion carried.

S. B. No. 235 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 235* was read the third time and placed on its final passage.

S. B. No. 235 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Nelson, Stewart, Tanner.

S. B. No. 235 was transmitted to the House.

S. B. No. 253 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin the rules were suspended and *S. B. No. 253* was read the third time and placed on its final passage.

S. B. No. 253 then passed on the following roll call:

Yeas, 17, Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Nelson, Parratt, Tanner.

S. B. No. 253 was transmitted to the House.

S. B. No. 103 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 103* was read the third time and placed on its final passage.

S. B. No. 103 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Grover, Holbrook, Lamoreaux, Tanner.

S. B. No. 103 was transmitted to the House.

S. B. No. 102 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *S. B. No. 102* was read the third time and placed on its final passage.

On motion of Senator Nelson the bill was amended as follows:

Insert a new section as follows:

"Section 2. This act shall take effect upon approval."

S. B. No. 102 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Holbrook, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Griffin, Grover, Hopkin, Lamoreaux, Tanner.

S. B. No. 102 was transmitted to the House.

S. B. No. 163 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *S. B. No. 163* was read the third time and placed on its final passage.

S. B. No. 163 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Billings, Farr, Holmes, Huggins, Lindstrom, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Lund, Royle, Tanner.

S. B. No. 163 was transmitted to the House.

Senator Snow moved that we consider S. B. No. 95 after S. B. No. 42.

Motion carried.

SPECIAL ORDER

S. B. No. 4 on second reading.

On motion of Senator Maw the bill was amended as follows:

Strike lines 8 to 13, page 1, and all of page 2, except line 19 and insert the following:

"There is hereby appropriated to the governor of the state of Utah from said emergency relief fund, after the payment of the amount required for administration and enforcement of the provisions of this act, the sum of ( ) *$1,000,000* to be used and expended by him before *July 1, 1937,* for the direct relief of, and to cooperate with the national government in a social and work relief program for the aid of the needy and destitute of this state and to administer and carry out the provisions of chapters 21, 22, and 23, Laws of Utah, 1933, Second Special Session. Any sum in excess of ( ) *the amount above appropriated* over and above the expense of administration, collected under the provisions of this act ( ) *shall if needed be used* to pay any deficiencies in the amount of taxes collected during the preceding or current year from the levies for district school purposes and for district school equalization purposes as provided in section 80-9-2, Revised Statutes of Utah, 1933, shall be allocated and paid by the state auditor to make up said deficiencies as certified to by the state superintendent of public instruction. ( ) *All sums remaining in the emergency relief fund on July 1, 1937, not otherwise appropriated, are hereby appropriated to the general fund. In addition to the above, there is hereby appropriated from the emergency relief fund for the fiscal years beginning July 1, 1937, and July 1, 1938, the following sums of money:*

To the governor to administer relief as provided in Senate Bill No. 128 and Senate Bill No. 129 for the biennium.....$3,200,000

To the governor to be used under his direction during the biennium with which to provide needed state buildings....$ 330,000

To the state district school fund to supplement losses incurred from the application of homestead and personal property tax exemption for the calendar year 1938.....$ 500,000

To the state school equalization fund to supplement losses incurred from the application of homestead and personal property tax exemption for the calendar year 1938.....$ 100,000

To the general fund to supplement losses incurred from the application of homestead and personal property exemptions for the year 1938.....$ 150,000

One-half of the appropriations made herein to supplement losses incurred in the application of homestead and personal property tax exemption for the year 1938 shall be appropriated from the revenues accumulated in the emergency relief fund during the fiscal year beginning July 1, 1937 and the other one-half of said appropriation from the revenues in the emergency relief fund accumulated during the fiscal year beginning July 1, 1938.

All other revenues in the emergency relief fund during the fiscal years beginning July 1, 1937 and July 1, 1938 are hereby appropriated to the old age assistance fund to be used for old age assistance as provided in senate bill No. 2, provided that no more than $2,100,000 shall be used for old age assistance during any fiscal year."

Senator Holbrook moved to table *S. B. No. 4.*

Senator Maw with the aid of four Senators requested a roll call on the motion.

Senator Maw with the aid of four Senators requested a call of the Senate. Senators Baker, Billings and Lamoreaux were absent without leave.

On motion of Senator Maw the call was lifted.

The motion to table was lost on the following roll call:

Yeas, 7; Nays, 16; Absent, 0.

Those voting in the affirmative were: Senators Holbrook, Huggins, Lindstrom, Peterson, Snow, Stevens, Stewart.

Those voting in the negative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Senator Holbrook moved to amend the bill as follows:

Page 1, strike lines 8 to 13 inclusive and strike the whole of page 2, and insert in lieu thereof the following:

"*For the years ending June 30, 1936 and ending June 30, 1937,* there is hereby appropriated to the governor of the state of Utah from said emergency relief fund, after the payment of the amount required for administration, and enforcement of the provisions of this act the sum of $2,000,000 annually to be used and expended by him for the direct relief of, and to cooperate with the national government in a social and

work relief program for the aid of the needy and destitute of this state and to administer and carry out the provisions of chapters 21, 22 and 23, Laws of Utah, 1933, Second Special Session; provided, that any money of the $2,000,000 appropriated, not required for these purposes, is hereby appropriated to the governor for use as required when other revenues to the general fund of the state treasury are insufficient to meet appropriations therefrom authorized by the legislature; or for such other purposes as the governor may direct. Any sum in excess of $2,000,000 over and above the expense of administration collected under the provisions of this act during any fiscal year, shall, together with any other available funds each year, constitute a fund from which amounts necessary to pay any deficiencies in the amount of taxes collected during the preceding or current year from the levies for district school purposes and for district school equalization purposes as provided in section 80-9-2, Revised Statutes of Utah, 1933, shall be allocated and paid by the state auditor to make up said deficiencies, as certified to by the state superintendent of public instruction, the remainder to be allocated as follows: the first $300,000, or so much thereof as he finds necessary is hereby appropriated to the governor for use as required when other revenues to the general fund to the state treasury are insufficient to meet appropriations therefrom authorized by the legislature or for such other purposes as the governor may direct. ( ) *All funds available on June 30 of each year in excess of those herein specifically appropriated shall be credited to the general fund.*

For the fiscal years beginning July 1, 1937 and July 1, 1938 there is appropriated from the emergency relief fund the following sums of money, or so much thereof as may be necessary:

To the tax commission for administration.....$ 200,000

To the governor to administer relief as provided in S. B. No. 128 and S. B. No. 129 exclusive of old age assistance for the biennium $3,200,000

To the governor for old age assistance as provided in S. B. No. 2 for the fiscal year beginning July 1, 1937.....$1,000,000

And for the fiscal year beginning July 1, 1938.....$1,200,000

To the governor to be used under his direction in providing needed state buildings .....$ 330,000

Said amount together with such other funds from federal or other sources as may be made available to use in connection therewith shall be expended as provided by chapters 22 and 23, Laws of Utah, 1933, as subsequently amended, and the order of preference in erecting public buildings shall be: 1. Carbon Junior College, $150,000. *2. Tuberculosis Sanatorium,* $100,000. *3. Weber College,* $80,000. *4. The balance, such as there may be, State Prison.*

To the state district school fund to supplant losses incurred from the application of homestead and personal property tax exemption $1,000,000

To the state school equalization fund to supplant losses incurred from the application of homestead and personal property tax exemption.....$ 200,000

To the general fund to supplant losses incurred from application of homestead and personal property tax exemption $ 300,000

Section 2. The governor shall have authority to reduce or transfer items or parts thereof within any appropriation, or eliminate any appropriation made herein, or transfer any appropriation or part thereof to the general fund.

Section 3. This act shall take effect upon approval."

Senator Maw with the aid of four Senators requested a roll call on the motion to amend.

The motion to amend was lost on the following roll call:

Yeas, 8; Nays, 14; Absent, 1.

Those voting in the affirmative were: Senators Frischknecht, Holbrook, Huggins, Lindstrom, Snow, Stevens, Stewart, Tanner.

Those voting in the negative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lund, Parratt, Peterson, Royle, Thornton, Mr. President.

Absent and not voting: Senator Nelson.

On motion of Senator Holbrook the bill was amended as follows:

Line 19 in the Senate amendment, strike "July 1," and insert "June 30,".

In the amendment strike lines 27, 28 and 29 and insert the following:

"*To the governor to be used under his direction in providing needed state buildings*.....$ 330,000
Said amount together with such other funds from federal or other sources as may be made available to use in connection therewith shall be expended as provided by chapters 22 and 23, Laws of Utah, 1933, as subsequently amended, and the order of preference in erecting public buildings shall be: 1. *Carbon Junior College,* $150,000. 2. *Tuberculosis Sanatorium,* $100,000. 3. *Weber College,* $80,000. 4. *The balance, such as there may be, State Prison.*"

Page 2, before "Section 2" insert:

"Section 2. The governor shall have authority to reduce or transfer items or parts thereof within any appropriation, or eliminate any appropriation made herein, or transfer any appropriation or part therof to the general fund."

Change the number of the following section to "Section 3".

On motion of Senator Maw the bill was amended as follows:

Lines 10 and 11 of the title, strike the word "PENSION" and insert "ASSISTANCE".

Line 11, after the word "FUND" insert "AND TO THE GOVERNOR FOR BUILDING PURPOSES AND TO SUPPLANT LOSSES INCURED FROM THE APPLICATION OF HOMESTEAD AND PERSONAL PROPERTY TAX EXEMPTION."

On motion of Senator Holbrook the bill was amended as follows:

In the Senate amendment wherever the word "supplement" is used strike said word and insert "supplant".

On motion of Senator Huggins the bill was amended as follows:

In the last paragraph after "No. 2" insert "of the Twenty-Second Session of the Legislature of the State of Utah."

On motion of Senator Maw the rules were suspended and *S. B. No. 4* was read the third time and placed on its final passage.

S. B. No. 4 then passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Huggins, Snow, Stevens.

Absent and not voting: Senator Tanner.

S. B. No. 4 was transmitted to the House.

COMMUNICATION FROM THE HOUSE

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House in Title and Body, *S. B. No. 2*, by Mr. Maw, entitled, "AN ACT CREATING A DIVISION IN THE STATE DEPARTMENT OF PUBLIC WELFARE TO BE KNOWN AS THE DIVISION OF OLD AGE ASSISTANCE, STATING A DECLARATION OF POLICY, DEFINING TERMS, DEFINING THE DUTIES AND POWERS OF THE DIVISION, PROVIDING FOR APPOINTMENT OF A CHIEF OF THE DIVISION SETTING UP ELIGIBILITY REQUIREMENTS FOR ASSISTANCE, LIMITING THE AMOUNT TO BE PAID AS ASSISTANCE, DEFINING HOW APPLICATIONS SHALL BE MADE, RESTRICTING THE FIELD FOR INVESTIGATION TO APPLICANTS INCOME, DEFINING HOW AMOUNT OF ASSISTANCE SHALL BE DETERMINED, PROVIDING FOR APPEALS, PROVIDING FOR PERIODIC RECONSIDERATION OF AMOUNTS OF ASSISTANCE, EXEMPTING ESTATES UNDER $3,000, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING APPLICATION AND INCOME RECORDS OF APPLICANTS AVAILABLE TO TAXPAYER AND RECIPIENTS, MAKING FRAUDULENT ACTS A MISDEMEANOR, SETTING UP LIMITA-

TIONS OF ACT, PROVIDING FOR SUSPENSIONS OF PAYMENTS DURING INVESTIGATIONS, CREATION OF OLD AGE ASSISTANCE FUND, AND REPEALING ALL ACTS IN CONFLICT," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Maw the Senate concurred in the House amendments.

S. B. No. 2 then passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Holbrook, Huggins, Snow (expl. vote), Stewart.

Absent and not voting: Senator Tanner.

S. B. No. 2 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

H. B. No. 19 was read the third time and placed on its final passage.

Senator Grover moved to amend the bill as follows:

Page 1, line 6, strike the figures "2,000" and insert "1,000".

Page 2, line 3, strike the figures "500" and insert "300".

Senator Hopkin with the aid of four Senators requested a roll call on the motion.

Senator Farr with the aid of four Senators requested a call of the Senate. Senators Lamoreaux and Snow were absent without leave.

On motion of Senator Farr the call was lifted.

The motion to amend was lost on the following roll call:

Yeas, 9; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holmes, Hopkin, Lamoreaux, Parratt, Peterson, Thornton.

Those voting in the negative were: Senators Billings, Farr, Griffin, Holbrook (expl. vote), Huggins, Lindstrom, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Mr. President (expl. vote).

Absent and not voting: Senator Snow.

On motion of Senator Thornton the bill was amended as follows:

Page 2, line 18, after the first appearing word "districts," insert "conservation districts,".

Line 14, after the word "state" insert the following: "; and all of the property shall remain subject to taxation in each school district of the state to the extent necessary to provide funds from local taxation for such school district in an amount which when added to funds specifically appropriated by the state legislature for the purpose of offsetting losses resulting from homestead exemption as provided by this act shall at least equal the amount received by such school district from local taxation for district school purposes during the school year ending June 30, 1937. This provision shall not be operative unless the local school levy for maintenance and support and buildings and grounds shall at least equal the levy for such purposes in 1937 or the legal maximum. The provisions of this section shall not be restricted by sections 75-12-11 and 75-12-13 of the Revised Statutes of Utah, 1933."

Senator Snow with the aid of four Senators requested a call of the Senate. Senators Grover, Lamoreaux, Nelson, and Thornton were absent without leave.

On motion of Senator Tanner the call was lifted.

H. B. No. 19 then passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 0.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht (expl. vote), Holbrook (expl. vote), Hopkin (expl. vote), Huggins (expl. vote), Lindstrom, Lund (expl. vote), Nelson, Parratt, Royle, Snow (expl. vote), Stevens (expl. vote), Stewart, Tanner, Thornton, Mr. President (expl. vote).

Those voting in the negative were: Senators Griffin, Grover (expl. vote), Holmes (expl. vote), Lamoreaux, Peterson.

H. B. No. 19 was returned to the House.

COMMUNICATION FROM THE HOUSE

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 8, 1937, on *H. B. No. 32* by Mr. Calder.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Tanner the Senate recessed until 7:00 p. m.

EVENING SESSION

The Senate reconvened at 7:00 p. m.

Roll Call—All Senators present.

REPORT OF SPECIAL COMMITTEE

March 9, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their places on the second reading calendar in the order named:

H. B. Nos. 73, 175, 43, 92, 93, 94, 95, 63, 200, 201, 111, 150, 151, 152.

Respectfully,
D. W. PARRATT,
Chairman.

Report adopted and filed.

On motion of Senator Huggins the Senate resolved itself into Executive Session.

On motion of Senator Parratt the Executive Session dissolved.

Senator Parratt moved that the Senate advise and consent to the following appointments of the Governor.

FOR PART-TIME MEMBER OF THE STATE TAX COMMISSION:

Pursuant to Section 80-5-37, Revised Statutes of Utah, 1933, as amended by Chapter 59, Laws of Utah, 1933. To serve for a term of four years ending March 31, 1939.

J. William Knight.....Provo

FOR FULL-TIME MEMBER OF THE STATE TAX COMMISSION:

Pursuant to Section 80-5-37, Revised Statutes of Utah, 1933, as amended by Chapter 59, Laws of Utah, 1933. To serve for a term of four years ending March 31, 1939.

Roscoe E. Hammond.....Salt Lake City

FOR MEMBERS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH:

Pursuant to Section 75-4-7, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of J. W. Robinson, and to serve for the unexpired term ending July 1, 1935:

Roy D. Thatcher.....Ogden

FOR MEMBERS OF THE STATE BOARD OF EDUCATION:

Pursuant to Section 75-7-1, Revised Statutes of Utah, 1933, as amended by Chapter 56, Laws of Utah, 1935. To serve for a term ending March 31, 1936:

William O. Bentley.....St. George

To serve for a term ending March 31, 1938:

Mrs. Selma Lasson Fahring.....Helper

FOR MEMBERS OF THE STATE BOARD OF PUBLIC WELFARE:

Pursuant to Chapter 69, Laws of Utah, 1935. To serve for a term ending April 1, 1937:

Frederick P. Champ.....Logan
Hugo B. Anderson.....Salt Lake City
Theodore L. Holman.....Salt Lake City

To serve for a term ending April 1, 1939:

J. W. Gillman.....Orem
Mrs. Louise Y. Robison.....Salt Lake City
Reverend Jacob Trapp.....Salt Lake City

FOR MEMBERS OF THE STATE BOARD OF AGRICULTURE:

Pursuant to Section 3-1-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the death of Walter M. Boyden, and to serve for the unexpired term ending April 1, 1937:

George L. Hobson.....Hoytsville

To fill the vacancy caused by the resignation of J. R. Rawlins, and to serve for the unexpired term ending April 1, 1937:

Mark Johnson .....Holden

FOR STATE BANK COMMISSIONER:

Pursuant to Section 7-1-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of John A. Malia, and to serve for the unexpired term ending April 1, 1937:

Rulon F. Starley.....Mt. Pleasant

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR THE FEEBLE MINDED:

Pursuant to Section 85-8-2, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Roy D. Thatcher, and to serve for the unexpired term ending May 6, 1937:

S. T. Jeppsen.....Ogden

To serve for a term of seven years ending May 6, 1943:

Dr. Guy S. Richards.....American Fork

FOR MEMBER OF THE STATE BOARD OF HEALTH AND VITAL STATISTICS:

Pursuant to Section 35-1-1, Revised Statutes of Utah, 1933. To serve for a term of seven years, ending March 31, 1943:

Richard A. Hart.....Salt Lake City

FOR MEMBERS OF THE UTAH WATER STORAGE COMMISSION:

Pursuant to Section 100-6-1 and Section 100-6-3, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Joseph S. Snow, and to serve for the unexpired term ending April 1, 1937:

Ellis J. Pickett.....St. George

To fill the vacancy caused by the resignation of Stephen L. Richards, and to serve for the unexpired term ending April 1, 1937:

Joseph A. Anderson.....Salt Lake City

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE UTAH STATE HOSPITAL:

Pursuant to Section 85-7-2, Revised Statutes of Utah, 1933, as amended by Chapter 66, Laws of Utah, 1933. To serve for a term of seven years ending March 31, 1943:

Mrs. Minnie Wattis Harris.....Ogden

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL:

Pursuant to Section 85-6-2, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of Arthur C. Sullivan, and to serve for the unexpired term ending April 1, 1939:

Mrs. Thekla Becker.....Ogden

FOR MEMBER OF STATE TEXT BOOK COMMISSION:

Pursuant to Section 75-15-1, Revised Statutes of Utah, 1933. To fill the vacancy caused by the resignation of James A. Nuttall, and to serve for the unexpired term ending April 1, 1939:

LeRoy Bishop .....Duchesne

Motion carried.

Senator Parratt moved that the Senate do not advise and consent to the following appointments of the Governor.

FOR MEMBERS OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of six years ending April 1, 1941:

Hugh B. Brown.....Salt Lake City

To serve for a term of four years ending April 1, 1939:

G. M. Whitmore.....Nephi

To serve for a term of two years ending April 1, 1937:

Adam Patterson, Jr.....Ogden

Motion carried.

On motion of Senator Lindstrom the Senate adjourned.

FIFTY-NINTH DAY

MORNING SESSION

March 10, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present except Senator Lamoreaux.

Prayer by the Chaplain.

March 10, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,

G. V. BILLINGS,
IRA A. HUGGINS.

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 9, 1937.

Mr. President:

Your Committee on Agriculture, to which was referred *H. B. No. 73* by Mr. Twitchell and Mr. Bennion, begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 73 was referred to the Sifting Committee.

March 5, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 75* by Mr. Bonacci, begs leave to report the same out favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 75 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Agriculture, to which was referred *H. B. No. 102* by Committee on Agriculture, begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 102 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 150* by Education Committee, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 150 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 151* by Committee on Education, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 151 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 152* by Committee on Education, has examined the same and reports out favorably.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 152 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Agriculture, to which was referred *H. B. No. 175*

by Mr. Mitchell, Mr. Bennion, Mr. T. W. Jensen, and Mr. Low, begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 175 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Agriculture, to which was referred *H. B. No. 200* by Mrs. Jacob, begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 200 was referred to the Sifting Committee.

March 9, 1937.

Mr. President:

Your Committee on Agriculture, to which was referred *H. B. No. 201* by Mrs. Jacob, begs leave to report the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 201 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 9*, by Mr. Pett, entitled, "AN ACT REPEALING SECTIONS 49-2-4, 49-2-5, REVISED STATUTES OF UTAH, 1933, PERTAINING TO DISSUADING PATRONAGE OF A BUSINESS."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 24*, by Mr. Bennion, entitled, "AN ACT LEVYING AND PROVIDING FOR THE COLLEC-

TION OF THE STAMP TAX ON THE SALE OF CIGARETTES, CIGARETTE PAPERS, CIGARS, CHEROOTS, STOGIES, SNUFFS, SMOKING AND CHEWING TOBACCO, EITHER OR ALL, AND OLEOMARGARINE. PROVIDING METHOD AND TIME OF AFFIXING STAMPS; AMENDING SECTIONS 93-1-1, 93-1-2, 93-1-4, 04-1-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 17, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AND PROVIDES FOR THE DISTRIBUTION OF REVENUES RAISED HEREBY," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 24 was read the first time and referred to Committee on Revenue and Taxation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 34*, by Mr. Calder, entitled, "AN ACT APPROPRIATING $800,000 ANNUALLY AND SURPLUS MONEY FROM THE MOTOR VEHICLE REGISTRATION FUND TO THE STATE ROAD COMMISSION."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of State *H. B. No. 38*, by Mr. Hummer, entitled, "AN ACT AMENDING SECTIONS 14-3-1, 14-3-2, 14-3-3,. 14-3-4, 14-3-5, REVISED STATUTES OF UTAH, 1933, RELATING TO PLACING OUT OF CHILDREN, GRANTING THE STATE DEPARTMENT OF PUBLIC WELFARE JURISDICTION OVER THE PLACING OUT OF CHILDREN AND THE AUTHORITY TO MAKE ALL RULES AND REGULATIONS GOVERNING CHILD PLACING AGENCIES, AND RELATING TO TRANSFER OF PERMANENT CARE OF CHILDREN UNDER SIXTEEN YEARS OF AGE."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 51,* by Mr. Whiting, entitled, "AN ACT AMENDING SECTION 55-1-12, REVISED STATUTES OF UTAH, 1933, RELATING TO TRESPASSING ON MINES OR MINING CLAIMS, REMOVING ORES THEREFROM AND THE PENALTIES."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 54,* by Mr. Holbrook, entitled, "AN ACT RELATING TO TITLE INSURANCE COMPANIES AND TO THE BUSINESS OF TITLE INSURANCE; CREATING A GUARANTEE FUND FOR DOMESTIC AND FOREIGN TITLE INSURANCE COMPANIES; IMPOSING REQUIREMENTS FOR A TITLE INSURANCE SURPLUS FUND; AND RELIEVING TITLE INSURANCE COMPANIES FROM THE OPERATION OF SUBDIVISION 4, SECTION 43-3-2 AND SUBDIVISION 4, SECTION 43-3-3, REVISED STATUTES OF UTAH, 1933."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 56,* by Mr. Whiting, entitled, "AN ACT AMENDING SECTION 30-0-50, REVISED STATUTES OF UTAH, 1933, RELATING TO THE TRAPPING AND KILLING OF BEAVER, PROVIDING FOR THE APPOINTMENT OF DEPUTY GAME COMMISSIONERS FOR THE PROTECTION OF BEAVER, FIXING THEIR COMPENSATION AND DUTIES, PROVIDING FOR A BOND, AND PROVIDING A PENALTY FOR VIOLATIONS."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 61*, by Mr. T. W. Jensen, entitled, "AN ACT AMENDING SECTION 3-1-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE STATE BOARD OF AGRICULTURE."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 64*, by Mr. Maw, entitled, "AN ACT AUTHORIZING COUNTY AUDITORS TO DISPOSE OF FEE STATEMENTS OF COUNTY OFFICERS, COUNTY WARRANTS, AND CLAIMS AGAINST THE COUNTIES ON FILE IN HIS OFFICE TEN YEARS OR MORE."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President.

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State,*H. B. No. 65*, by Mr. Spence, entitled, "AN ACT AMENDING SECTION 49-3-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE PERIOD OF EMPLOYMENT OF WORKING MEN IN UNDERGROUND MINES OR WORKINGS AND IN SMELTERS AND ALL OTHER INSTITUTIONS FOR THE REDUCTION OR REFINING OF ORES OR METALS, PROVIDING THAT THE PERIOD OF EMPLOYMENT FOR UNDERGROUND MINES OR WORKINGS SHALL BE EIGHT HOURS PER DAY."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 6th day of March, 1937, approve and transmit to the Secretary of

State, *H. B. No. 66,* by Mr. Eynon, entitled, "AN ACT TO PROVIDE FOR THE LICENSING OF WINERIES AND DISTILLERIES IN THE STATE OF UTAH; AND PROVIDING FOR AN INSPECTION FEE, LICENSE FEE, AND BOND; PROVIDING THAT UTAH GROWN PRODUCTS SHALL BE USED IN THE MANUFACTURE OF DISTILLED AND FERMENTED PRODUCTS IN SAID DISTILLERIES OR WINERIES WHEREVER PRACTICABLE; RELATING TO THE SALE OF UTAH MADE, DISTILLED AND FERMENTED PRODUCTS; PROVIDING FOR THE FORFEITURE OF PERMITS AND BONDS; EMPOWERING THE LIQUOR CONTROL COMMISSION TO FIX RULES AND REGULATIONS; AND REPEALING ALL ACTS IN CONFLICT HEREWITH."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 69,* by Mr. Pack, entitled, "AN ACT AMENDING SECTION 80-10-13, REVISED STATUTES OF UTAH, 1933, RELATING TO INDEXING ASSESSMENT ROLLS AND MAILING TAX NOTICES."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 77,* by Mr. Twitchell, entitled, "AN ACT AMENDING SECTIONS 104-37-31, 104-37-32, REVISED STATUTES OF UTAH, 1933, RELATING TO TIME FOR REDEMPTION, AMOUNT TO BE PAID, AND SUBSEQUENT REDEMPTIONS."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 89,* by Mr. Weggeland, entitled, "AN ACT RE-

PEALING SECTION 87-5-3, REVISED STATUTES OF UTAH, 1933, PERTAINING TO RECORDING OF AUDITOR'S WARRANT IN TREASURER'S DEPARTMENT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 89 was read the first time and referred to Committee on State and Municipal Affairs.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 97*, by Mrs. Aird, Mrs. Jacob, entitled, "AN ACT AMENDING CHAPTER 7, TITLE 15, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 15-7-23X, RELATING TO ASSESSMENT OF SPECIAL TAXES WHERE DONATIONS OR CONTRIBUTIONS ARE MADE FOR LABOR AND MATERIAL," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 97 was read the first time and referred to Committee on State and Municipal Affairs.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 103*, by Committee on Education, entitled, "AN ACT REPEALING CHAPTER 62, LAWS OF UTAH, 1935, AND ENACTING A NEW LAW PROVIDING FOR THE RETIREMENT OF TEACHERS IN THE PUBLIC SCHOOL SYSTEM WITH ANNUITIES AND DISABILITY BENEFITS: CREATING A TEACHERS' RETIREMENT SYSTEM; DEFINING TERMS USED: CREATING A TEACHERS' RETIREMENT BOARD AND PRESCRIBING ITS POWERS AND DUTIES; PROVIDING FOR THE ADMINISTRATIVE COSTS; PRESCRIBING THE SOURCE AND METHOD OF ACQUIRING FUNDS AND THE MANNER OF INVESTING AND DISBURSING SUCH FUNDS; MAKING THE STATE TREASURER CUSTODIAN OF SUCH FUNDS; REQUIRING AUDITS AND REPORTS; AND PROVIDING FOR CO-ORDINATION BE-

TWEEN THE STATE RETIREMENT SYSTEM AND LOCAL SYSTEMS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 103 was read the first time and referred to Committee on Education.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 149,* by Education Committee, entitled, "AN ACT AMENDING SECTION 75-12-11, REVISED STATUTES OF UTAH, 1933, RELATING TO SCHOOL TAXES AND LIMITING THE SCHOOL TAX IN COUNTY DISTRICTS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 149 was read the first time and referred to Committee on Revenue and Taxation.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 168,* by Mr. Allen, entitled, "AN ACT REPEALING SECTION 18, CHAPTER 41, LAWS OF UTAH, 1935, AND AMENDING SECTIONS 2, 7, 8, 9, 10, 11, 12, 13, 14, 16, AND 19, CHAPTER 41, LAWS OF UTAH, 1935, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 18, 27, 28, 29, RELATING TO MUTUAL BENEVOLENT AND BENEFIT ASSOCIATIONS AND PROVIDING FOR THEIR INCORPORATION, REGISTRATION, REGULATION, FEES, FUNDS, DIRECTORS, BONDS, PENALTIES, AGENTS, AND FOR THE INCORPORATION AND REGULATION OF FOREIGN ASSOCIATIONS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 168 was read the first time and referred to Committee on Banking and Commerce.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 173*, by Mr. Watson, Miss Garff, and Mr. Brewster, entitled, "AN ACT TO ENCOURAGE THE CONSERVATION AND MOST EFFICIENT UTILIZATION OF THE NATURAL RESOURCES OF THE STATE OF UTAH FOR THE GREATEST BENEFIT TO ALL OF THE PRESENT AND FUTURE CITIZENS OF THE STATE BY PROVIDING MEANS FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF PROCESSES AND METHODS FOR SUCH CONSERVATION AND UTILIZATION OF SAID RESOURCES; PROVIDING THAT A SCIENTIFIC, NON-POLITICAL, NON-PROFIT FOUNDATION, OR CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF UTAH MAY BE MADE AN AGENCY OF THE STATE IN CARRYING OUT THE PURPOSES OF THIS ACT; PROVIDING THAT STATE FUNDS FOR CARRYING OUT THE PURPOSES OF THIS ACT MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION; SETTING FORTH THE TERMS AND CONDITIONS UNDER WHICH SAID FUNDS MAY BE MADE AVAILABLE TO SUCH FOUNDATION OR CORPORATION FOR THE PURPOSES OF THIS ACT; PROVIDING THE SUM OF $25,000 FOR THE SCIENTIFIC INVESTIGATION AND PRACTICAL DEMONSTRATION OF METHODS OF TREATING UTAH COALS FOR THE PRODUCTION OF A SUBSTANTIALLY SMOKELESS FUEL; FUEL GAS, MOTOR FUELS, OILS AND OTHER VALUABLE BY-PRODUCTS; DELEGATION TO THE UTAH CONSERVATION AND RESEARCH FOUNDATION THE AUTHORITY TO EXPEND SUCH FUNDS AS AN AGENCY OF THE STATE FOR THE PURPOSE SPECIFIED AND SETTING FORTH THE TERMS AND CONDITIONS OF SUCH EXPENDITURES; AND PROVIDING THAT STATE AGENCIES MAY PROVIDE FACILITIES FOR ASSISTANCE IN CARRYING OUT OF RESEARCH WORK UNDER SAID GRANT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 173 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 192*, by Mr. Holbrook,

entitled, "AN ACT AMENDING SECTIONS 80-5-55, 80-5-56, AND 80-5-57, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ASSESSMENT OF MINES; ENACTING NEW SECTIONS IMPOSING AN OCCUPATION TAX ON ALL ENGAGED IN THE BUSINESS OF MINING OR PRODUCING METALLIFEROUS ORES; PROVIDING FOR THE COLLECTION AND DISPOSITION OF SUCH OCCUPATION TAX; FIXING THE TIME IN WHICH AN ACTION FOR THE COLLECTION THEREOF MAY BE COMMENCED; FIXING THE DUTIES OF THE STATE TAX COMMISSION; MAKING IT A CRIME AND FIXING PENALTIES FOR MAKING FALSE STATEMENTS FOR THE PURPOSE OF EVADING THE PAYMENT OF THE TAX," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 192 was referred to the Committee on Revision and Enrolling to be enrolled an engrossed.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 207*, by Mr. Granger, entitled, "AN ACT REPEALING SECTION 22 OF CHAPTER 1, LAWS OF UTAH, 1936, SPECIAL SESSION, RELATING TO APPROPRIATIONS AND ADDITIONAL SALARIES TO MEMBERS OF THE COMMISSION, AND AMENDING SECTIONS 3, 4, 6, 7, 8, 9, 11, 12, 13, AND 19 CHAPTER 1, LAWS OF UTAH, 1936, SPECIAL SESSION, RELATING TO UNEMPLOYMENT COMPENSATION; BENEFITS; HOW CLAIMS SHALL BE MADE AND DETERMINED; RATE AND PAY OF CONTRIBUTIONS; ESTABLISHMENT AND CONTROL OF UNEMPLOYMENT AND SPECIAL FUNDS; THE ADMINISTRATION OF THE ACT; RECIPROCAL BENEFIT ARRANGEMENTS, PAYMENT OF MEMBERS OF ADVISORY COUNCILS; MAKING AN APPROPRIATION; DEFINING TERMS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 207 was read the first time and referred to Committee on Health and Labor.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 157*, by Mr. T. W. Jensen, entitled, "AN ACT

AMENDING SECTION 3-13-18 OF THE REVISED STATUTES OF UTAH, 1933, RELATING TO WEIGHTS AND MEASURES," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 157 was read the first time and referred to Committee on Agriculture and Irrigation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the House, *H. B. No. 198*, by Mr. Spence, Mr. Mason, and Mr. Bryan, entitled, "AN ACT DEFINING GAMES OF SKILL; PROVIDING THAT THE TAX COMMISSION OF THE STATE OF UTAH LICENSE SAID GAMES, AND PROVIDING FOR A LICENSE FEE AND AN INSPECTION OF SAID GAMES OF SKILL," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 198 was read the first time and referred to Committee on State and Municipal Affairs.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 223*, by Mr. Hadley, Mr. Taylor, Mr. Maw, and Mr. Wood, entitled, "AN ACT AMENDING SECTION 85-6-13, REVISED STATUTES OF UTAH, 1933, RELATING TO WILFUL ACTS IN AIDING OR ASSISTING IN ESCAPES FROM THE STATE INDUSTRIAL SCHOOL," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 223 was read the first time and referred to Committee on Public Institutions.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 243*, by Mr. Mathis, entitled, "AN ACT AMENDING SECTION 19-13-14, REVISED STAT-

UTES OF UTAH, 1933, RELATING TO SALARIES OF OFFICERS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 243 was read the first time and referred to Committee on State and Municipal Affairs.

March 8, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. M. No. 6*, by Mr. Marthakis, Mr. Spence, Miss Garff, entitled, "A MEMORIAL REQUESTING THAT THE SEVENTY-FIFTH CONGRESS OF THE UNITED STATES PASS S. 1375, WHICH PROVIDES PUNISHMENT FOR PERSONS STEALING CATTLE MOVING IN INTER-STATE COMMERCE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 6 was read the first time and referred to Committee on Judiciary.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 245*, by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, and Mr. Weggeland, entitled, "AN ACT AMENDING SECTION 53-2-1, REVISED STATUTES OF UTAH, 1933, REQUIRING THE BOARDS OR OFFICERS OF THE SEVERAL TAXING DISTRICTS OF THE STATE, IN THE ISSUANCE AND SALE OF THE BONDS OF THEIR RESPECTIVE DISTRICTS, TO OFFER THE SAME TO THE BOARD OF LOAN COMMISSIONERS AND THE STATE LAND BOARD," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 245 was read the first time and referred to Committee on Revenue and Taxation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 246,* by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, Mr. Weggeland, entitled, "AN ACT AMENDING CHAPTER 2, TITLE 53, REVISED STATUTES OF UTAH, 1933, BY ENACTING A NEW SECTION TO BE KNOWN AS 53-2-5, RELATING TO THE INVESMENT OF REDEMPTION FUNDS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 246 was read the first time and referred to Committee on Revenue and Taxation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 247,* by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, and Mr. Weggeland, entitled, "AN ACT AMENDING SECTION 86-1-50, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY SECTION 86-1-50, LAWS OF UTAH, 1935, AND AS AMENDED BY A BILL ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH, 1937, KNOWN AS HOUSE BILL NUMBER 28, AND APPROVED ON THE 20TH DAY OF FEBRUARY, 1937, RELATING TO THE INVESTMENT OF FUNDS ADMINISTERED BY THE STATE LAND BOARD AND PROVIDING FOR THE APPROVAL OF SUCH INVESTMENTS BY A COMMITTEE OF THREE RESIDENT CITIZENS BEFORE INVESTMENTS CAN BE APPROVED," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 247 was read the first time and referred to Committee on Revenue and Taxation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 249,* by Mr.

Bennion, Mr. Granger, Mr. Stringham, Mr. L. B. Johnson, Mr. Lundell, Mr. Weggeland, Mr. Watson, entitled, "AN ACT AMENDING SECTION 86-1-13, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 69, LAWS OF UTAH, 1933, AND AS AMENDED BY CHAPTER 96, LAWS OF UTAH, 1935, RELATING TO THE PAYMENT OF EXPENSES OF THE STATE LAND BOARD," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 249 was read the first time and referred to Committee on Agriculture and Irrigation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 199*, by Mr. Whiting (By Request) entitled, "AN ACT AMENDING SECTION 30-0-21, REVISED STATUTES OF UTAH, 1933, RELATING TO RIGHT OF ALIENS TO FISH," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 199 was read the first time and referred to Committee on Fish and Game.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. C. M. No. 7*, by Mr. Pectol, Mr. Pratt, entitled, "MEMORIALIZING THE SECRETARY OF THE INTERIOR TO ADOPT RULES AND REGULATIONS GOVERNING ISSUANCE OF GRAZING PERMITS FOR LIVESTOCK UPON THE PUBLIC RANGES, DESIGNED TO PRESERVE THE INDUSTRY TO THE SMALL HERD OPERATOR, AS WELL AS THE LARGE HERD OPERATOR," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 7 was read the first time and referred to Committee on Agriculture and Irrigation.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *H. J. R. No. 7*, by Mr. Petersen, entitled, "A JOINT RESOLUTION EXPRESSING ASSENT OF THE LEGISLATURE OF THE STATE OF UTAH TO THE PROVISIONS AND PURPOSE OF THE BANKHEAD-JONES ACT OF JUNE 29, 1935, (PUBLIC NO. 182—75th CONGRESS)," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 7 was read the first time and referred to Committee on Judiciary.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 13*, by Mr. Mason, Mr. Marthakis, Mr. Peterson, entitled, "A JOINT RESOLUTION TO AMEND SECTION 16, ARTICLE IV, OF THE CONSTITUTION OF UTAH, RELATING TO THE DURATION OF SESSIONS OF THE LEGISLATURE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 13 was read the first time and referred to Committee on Judiciary.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 12*, by Mr. Mason, Mr. Marthakis, Mr. Peterson, entitled, "A JOINT RESOLUTION PROPOSING TO AMEND SECTION 9, ARTICLE VI OF THE CONSTITUTION OF UTAH, RELATING TO COMPENSATION OF MEMBERS OF THE LEGISLATURE," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 12 was read the first time and referred to Committee on Public Institutions.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 239*, by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 137, CHAPTER 46, LAWS OF UTAH, 1935, REQUIRING THE REGISTRATION OF MOTOR AMBULANCES, MOTOR POLICE VEHICLES, MOTOR FIRE ENGINES, PASSENGER CARS, AND TRUCKS, OWNED BY THE UNITED STATES, OR ACCREDITED REPRESENTATIVES OF FOREIGN GOVERNMENTS, OR BY THE STATE OF UTAH OR ANY OF ITS POLITICAL SUBDIVISIONS TO BE REGISTERED AND GIVEN A DISTINGUISHING REGISTRATION NUMBER," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 239 was read the first time and referred to Committee on Highways.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended in Title and Body by the House, *H. B. No. 131*, by Mr. Pack, entitled, "AN ACT RELATING TO THE PROCEDURE BY WHICH REAL PROPERTY IS SOLD FOR FAILURE TO PAY TAXES WHICH CONSTITUTE A CHARGE THEREON, AMENDING SECTIONS 80-10-28, 80-10-32, 80-10-33, 80-10-34, 80-10-35, 80-10-36, 80-10-40, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1933; SECTIONS 80-10-63, 80-10-64, 80-10-66, REVISED STATUTES OF UTAH, 1933; AND SECTION 80-10-68, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 62, LAWS OF UTAH, 1933, AND REPEALING SECTION 80-10-65, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 131 was read the first time and referred to Committee on State and Municipal Affairs.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Mr. Weggeland, Mr. T. W. Jensen, Mr. Ablett, as

a committee to determine the advisability of printing the reports of the Investigating Committee.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed Senators Baker, Peterson and Billings to act with the committee of the House relative to the above communication.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Mrs. Jacob, Mr. Granger, Mr. Peterson, to determine the advisability of a State Constitutional Convention.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed Senators Huggins, Baker and Frischknecht to act with a committee from the House relative to the above communication.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *S. B. No. 80*, by Mr. Farr, Mr. Holmes, and Mr. Stevens, entitled, "AN ACT AMENDING SECTIONS 30-0-13 AND 30-0-15, REVISED STATUTES OF UTAH, 1933, RELATING TO FISH AND GAME AND FIXING RESIDENT LICENSE FEES TO HUNT AND FISH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 80 was transmitted to the Governor.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 121*, by Mr. Royle (By Request), entitled, "AN ACT TRANSFERRING VARIOUS SANITARY INSPECTION AND SANITARY REGULATION DUTIES NOW IMPOSED ON THE STATE BOARD OF AGRICULTURE TO THE STATE BOARD OF HEALTH RELATIVE TO THE PLACARDING OF RESTAURANTS OR OTHER ESTABLISHMENTS

SELLING MARKET MILK OR MARKET MILK PRODUCTS, THE SANITARY REGULATION OF RESTAURANTS, HOTELS, CONFECTIONARY SHOPS, OR ANY PLACES WHERE MEATS, FOODS, OR BEVERAGES ARE PREPARED AND SERVED FOR IMMEDIATE CONSUMPTION ON THE PREMISES; AND THE INSPECTION AND SANITARY REGULATION OF HOTELS, TOURIST CAMPS AND AUTO TRAILER CAMPS, PROVIDING FOR RULES AND REGULATIONS AND PENALTY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 121 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 149* by Education Committee, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 149 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 247* by Mr. Bennion, et al., report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 247 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 249*, by Mr. Bennion, et al., begs leave to report the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 249 was referred to the Sifting Committee.

UNFINISHED BUSINESS

H. B. No. 20 was read the third time and placed on its final passage.

H. B. No. 20 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Holbrook, Hopkin, Huggins, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Billings, Griffin, Grover, Holmes, Lamoreaux, Lindstrom, Parratt, Peterson, Snow, Thornton.

H. B. No. 20 was returned to the House.

S. B. No. 73 was read the third time and placed on its final passage.

On motion of Senator Holbrook the bill was amended as follows:

Line 1 of the title strike "$700,000 ANNUALLY FROM" and insert "REVENUES ACCRUING TO".

Line 2 of the title after the word "FUND" strike the balance of the line.

Line 1 of the bill preceding the word "There" insert "Beginning January 1, 1938,". Lower case the letter "t" in the word "There".

Line 3, at the end of the line insert the following:

"The money accruing to the liquor control fund from July 1, 1937 to December 31, 1937, and all surplus funds not otherwise specifically appropriated herein are appropriated to the state general fund and shall be transferred to that fund upon order of the governor."

Line 6, after the word "appropriated" insert "to that fund".

S. B. No. 73 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holbrook, Hopkin, Huggins, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holmes, Lamoreaux, Lindstrom, Parratt, Peterson, Snow.

S. B. No. 73 was transmitted to the House.

On motion of Senator Frischknecht the enacting clause was stricken on *S. B. No. 138.*

S. B. No. 42 was read the third time and placed on its final passage.

On motion of Senator Snow the bill was amended as follows:

Page 1, line 16, after the word "state" insert "and in the same manner as provided in Section 75-7-27, Revised Statutes of Utah, 1933".

S. B. No. 42 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Holmes, Lamoreaux.

S. B. No. 42 was transmitted to the House.

S. B. No. 95 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the bill was amended as follows:

Page 1, line 8, strike the figure "7" and insert "5.5".

Line 13, delete the period, insert a comma and add the following: "provided no school district having a per capita assessed valuation of $4,500 or more per census child shall receive more from the $5 equalization fund than such district received in 1936-37."

Senator Peterson moved in the amendment on line 13 to strike the figures "4,500" and insert "4,000".

Senator Huggins with the aid of four Senators requested a call of the Senate. Senators Holmes, Lamoreaux, and Lindstrom were absent without leave.

On motion of Senator Huggins the call was lifted.

Senator Peterson with the aid of four Senators requested a roll call on the motion to amend.

The motion to amend was carried on the following roll call:

Yeas, 11; Nays, 10; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Holbrook, Hopkin, Lindstrom, Nelson, Peterson, Royle, Stevens, Thornton.

Those voting in the negative were: Senators Farr, Griffin, Grover, Huggins, Lund, Parratt, Snow, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holmes and Lamoreaux.

On motion of Senator Snow the rules were suspended and *S. B. No. 95* was read the third time and placed on its final passage.

S. B. No. 95 then passed on the following roll call:

Yeas, 16; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Hopkin, Huggins, Lindstrom, Nelson, Peterson, Royle, Snow, Stevens, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr, Grover, Lund, Parratt (expl. vote), Stewart (expl. vote).

Absent and not voting: Senators Holmes and Lamoreaux.

S. B. No. 95 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 164 was read the third time and placed on its final passage.

On motion of Senator Hopkin the bill was amended as follows:

Page 21, line 22, in the blank space insert "the district court of the county wherein the major portion of the land is located."

Page 22, line 31, in the blank space insert "the county treasurer of the county wherein the major portion of the land is located".

Page 25, line 12, strike the word "any" and the first appearing word "court" and insert "the district court of the county wherein the major portion of the land is located".

Page 25, after line 8, insert the following:

"(d) In order to safeguard existing property rights and to prevent the imposition of practical difficulties and unnecessary hardships upon existing occupiers, Soil Conservation districts as herein provided shall not have the authority under this act to:

(1) Impose financial requirements upon occupiers in an amount greater than the amount of 5 per cent of the fair value of the property immediately subject to Soil Conservation regulations and loss suffered, as determined by a committee composed of the occupier, one member appointed by the Board of Adjustment and a party selected by these two.

(2) Dispossess or remove occupiers without payment of property damage and loss suffered by said occupier as determined in (1) above, or

(3) Establish game or wild life regulations or other regulations not in keeping with the intent and purpose to effect soil conservation as provided in this act."

Change "(d)" line 9 to "(e)".

H. B. No. 164 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Mr. President.

Absent and not voting: Senators Farr, Grover, Holmes, Lamoreaux, Peterson, Stewart, Thornton.

H. B. No. 164 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 73 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the bill was amended as follows:

Page 2, line 29, strike the figures "5,000" and insert "4,000".

On motion of Senator Frischknecht the bill was amended as follows:

Page 3, line 3, after the first appearing word "and" insert "with the board of supplies and purchase".

On motion of Senator Nelson the bill was amended as follows:

Page 1, lines 9 and 17, strike the word "April" and insert "March".

H. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 1; Absent, 9.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Grover, Holbrook, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Stewart, Mr. President.

Voting in the negative: Senator Stevens.

Absent and not voting: Senators Baker, Farr, Holmes, Huggins, Lamoreaux, Royle, Snow, Tanner, Thornton.

H. B. No. 175 was read the second time.

Committee report read and adopted.

H. B. No. 175 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Farr, Grover, Lamoreaux, Lindstrom, Peterson, Royle, Tanner.

H. B. No. 43 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 1, lines 3 and 5, strike the word "two" and insert "five".

On motion of Senator Huggins the rules were suspended and *H. B. No. 43* was read the third time and placed on its final passage.

H. B. No. 43 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holmes, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Grover, Holbrook, Hopkin, Lamoreaux, Lindstrom, Peterson, Stevens.

H. B. No. 43 was returned to the House.

H. B. No. 92 was read the second time.

Committee report read and adopted.

On motion of Senator Lund the bill was amended as follows:

At the end of the bill insert "Section 2. This act shall take effect upon approval."

On motion of Senator Lund the rules were suspended and *H. B. No. 92* was read the third time and placed on its final passage.

H. B. No. 92 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Grover, Holbrook, Holmes, Huggins, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Farr, Griffin, Hopkin, Lamoreaux, Lindstrom, Peterson.

H. B. No. 92 was returned to the House.

On motion of Senator Huggins *H. B. No. 93* was tabled.

H. B. No. 94 was read the second time.

Committee report read and adopted.

On motion of Senator Baker the bill was amended as follows:

Page 3, insert a new section as follows: "Section 11. This act shall take effect upon approval."

H. B. No. 94 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Hopkin, Huggins, Lund, Nelson, Royle, Snow, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin, Holmes, Stewart, Tanner.

Absent and not voting: Senators Holbrook, Lamoreaux, Lindstrom, Parratt, Peterson.

H. B. No. 95 was read the second time.

Committee report read and adopted.

On motion of Senator Lund the bill was amended as follows:

Page 2, insert a new section as follows: "Section 2. This act shall take effect upon approval."

On motion of Senator Lund the rules were suspended and *H. B. No. 95* was read the third time and placed on its final passage.

H. B. No. 95 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Lamoreaux, Parratt, Peterson, Snow.

H. B. No. 95 was returned to the House.

On motion of Senator Grover the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:30 p. m.

Roll Call—All Senators present except Senator Lamoreaux.

REPORTS OF STANDING COMMITTEES

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 2,* by Mr. Maw, entitled, "AN ACT CREATING A DIVISION IN THE STATE DEPARTMENT OF PUBLIC WELFARE TO BE KNOWN AS THE DIVISION OF OLD AGE ASSISTANCE STATING A DECLARATION OF POLICY, DEFINING TERMS, DEFINING THE DUTIES AND POWERS OF THE DIVISION, PROVIDING FOR APPOINTMENT OF A CHIEF OF THE DIVISION SETTING UP ELIGIBILITY REQUIREMENTS FOR ASSISTANCE, LIMITING THE AMOUNT TO BE PAID AS ASSISTANCE, DEFINING HOW APPLICATIONS SHALL BE MADE, RESTRICTING THE FIELD FOR INVESTIGATION TO APPLICANT'S INCOME, DEFINING HOW AMOUNT OF ASSISTANCE SHALL BE DETERMINED, PROVIDING FOR APPEALS, PROVIDING FOR PERIODIC RECONSIDERATION OF AMOUNTS OF ASSISTANCE, EXEMPTING ESTATES UNDER $3,000, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING APPLICATION AND INCOME RECORDS OF APPLICANTS AVAILABLE TO TAXPAYER

AND RECIPIENTS, MAKING FRAUDULENT ACTS A MISDEMEANOR, SETTING UP LIMITATIONS OF ACT, PROVIDING FOR SUSPENSIONS OF PAYMENTS DURING INVESTIGATIONS, CREATION OF OLD AGE ASSISTANCE FUND, AND REPEALING ALL ACTS IN CONFLICT," examined by this commmittee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 2 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the Signature of the Speaker.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 24* by Mr. Bennion, report same out without recommendation.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 24 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 60,* by Mr. Lundell, report same out without recommendation.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 60 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 71* by Mr. Holbrook, report same out favorably, having proposed the following amendments:

Strike House amendments in the title.

Strike House amendments in lines 1 and 2.

Strike House amendments in line 4.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 71 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 96*, by Mrs. Aird and Mrs. Jacob, hereby reports the same back favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 96 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was refered *H. B. No. 97* by Mrs. Aird and Mrs. Jacob, hereby reports the same back favorably.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 97 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on State and Municipal Affairs, to which was referred *H. B. No. 89*, by Mr. Weggeland, hereby report the same back without recommendation.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 89 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 103*, by Committee on Education, has examined the same and reports out without recommendation.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report filed.

H. B. No. 103 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 131,* by Mr. Pack, hereby reports the same back without recommendation.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 131 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 142* by Mr. Granger, hereby reports the same back favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 142 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 198,* by Mr. Spence, Mr. Mason and Mr. Bryan, hereby reports the same back favorably.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 198 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *H. B. No. 223* by Mr. Hadley, Mr. Taylor, Mr. Maw, and Mr. Wood, begs leave to report same out favorably.

Respectfully,
G. G. LINDSTROM,
Chairman.

Report filed.

H. B. No. 223 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Highways, to which was referred *H. B. No. 239,* by Mr. Brewster, has examined the same and reports out favorably.

Respectfully,
DANIEL STEVENS,
Chairman.

Report filed.

H. B. No. 239 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. B. No. 243,* by Mr. Mathis, hereby reports the same back without recommendation.

Respectfully,

LAWRENCE E. NELSON,
Chairman.

Report filed.

H. B. No. 243 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 245* by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, and Mr. Weggeland, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 245 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 246* by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, and Mr. Weggeland, report same out favorably.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 246 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Public Institutions, to which was referred *H. J. R. No. 12* by Mr. Mason, Mr. Marthakis, and Mr. Peterson, begs leave to report same out favorably.

Respectfully,

G. G. LINDSTROM,
Chairman.

Report filed.

H. J. R. No. 12 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee report as of March 8, 1937, and passed *S. B. No. 55*, by Mr. Nelson, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 55 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 9, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. B. No. 252*, by Mr. Watson, Mr. Marthakis, Mr. Spence, Mr. Poulson, Mr. Pratt, entitled, "AN ACT IMPOSING A LICENSE TAX PERTAINING TO THE SALE OF NATURAL GAS PROVIDING FOR THE COLLECTION AND ALLOCATION OF SAID TAX, REQUIRING REPORTS TO BE FURNISHED THE STATE TAX COMMISSION, PRESCRIBING PENALTIES FOR VIOLATION OF THE ACT, AND PROVIDING AN APPROPRIATION FOR CARRYING OUT PROVISIONS OF THIS ACT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 252 was read the first time and referred to Committee on Revenue and Taxation.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 82* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-37, 80-5-40, AND 80-5-45, REVISED STATUTES OF UTAH, 1933, RELATING TO THE TERM OF THE MEMBERS OF THE STATE TAX COMMISSION AND THEIR COMPENSATION," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Griffin the Senate concurred in the House amendments.

S. B. No. 82 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Frischknecht, Hopkin, Lamoreaux, Nelson, Snow, Thornton.

S. B. No. 82 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee report as of February 27, 1937, and passed *S. B. No. 71,* by Mr. Holbrook, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORT OF SPECIAL COMMITTEE

February 27, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 71,* by Mr. Holbrook, recommends that the Senate recede from its amendment on line 4 of the title.

Page 2, lines 6, 7, and 8, to the end of the underscoring, with the Senate and House amendment thereto, be stricken and the following inserted in lieu thereof:

"The salary of each commissioner shall be $4500 per annum."

That the House amendment appearing on page 2, line 8, be placed after the period on line 19, page 2.

Page 4, lines 22, 23 and 24, that the Senate recede from its amendment.

Page 5, line 17, that the House recede from its amendment.

Page 11, line 6, that the House recede from its amendment.

Respectfully,

WARD C. HOLBROOK,
Chairman, Senate Committee,

ED. H. WATSON,
Chairman, House Committee.

Report adopted and filed.

S. B. No. 71 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lund, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Hopkin, Lamoreaux, Lindstrom, Nelson.

S. B. No. 71 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

The President introduced Mr. Wilford E. Day, a former State Senator, who addressed the Senate briefly.

REPORT OF SPECIAL COMMITTEE

March 10, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their places on the second reading calendar:

H. B. Nos. 57, 245, 246, 247, 249, 91, 161, 149, 103, 24.

Your Committee also changes H. B. No. 63, now on the calendar to follow immediately after H. B. No. 24, and H. B. No. 90 and H. B. No. 151 to immediately follow H. B. No. 63.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 200 was read the second time.

Committee report read and adopted.

On motion of Senator Stewart the bill was amended as follows:

Page 2, line 30, strike "and/".

H. B. No. 200 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Snow, Stevens, Stewart, Tanner.

Absent and not voting: Senators Lamoreaux, Lindstrom, Parratt, Peterson, Royle, Thornton, Mr. President.

H. B. No. 201 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht the rules were suspended and *H. B. No. 201* was read the third time and placed on its final passage.

H. B. No. 201 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Stevens, Tanner, Thornton.

Absent and not voting: Senators Farr, Lamoreaux, Peterson, Royle, Snow, Stewart, Mr. President.

H. B. No. 201 was returned to the House.

H. B. No. 111 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *H. B. No. 111* was read the third time and placed on its final passage.

H. B. No. 111 then passed on the following roll call:

Yeas, 16, Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Tanner, Thornton.

Absent and not voting: Senators Frischknecht, Grover, Lamoreaux, Nelson, Snow, Stewart, Mr. President.

H. B. No. 111 was returned to the House.

H. B. No. 150 was read the second time.

Committee report read and adopted.

On motion of Senator Thornton the rules were suspended and *H. B. No. 150* was read the third time and placed on its final passage.

H. B. No. 150 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Parratt, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Frischknecht, Grover, Lamoreaux, Lindstrom, Nelson, Peterson, Royle, Snow, Mr. President.

H. B. No. 150 was returned to the House.

H. B. No. 152 was read the second time.

Committee report read and adopted.

On motion of Senator Thornton the rules were suspended and *H. B. No. 152* was read the third time and placed on its final passage.

H. B. No. 152 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Lamoreaux, Lindstrom, Peterson, Royle, Snow, Mr. President.

H. B. No. 152 was returned to the House.

H. B. No. 57 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the rules were suspended and *H. B. No. 57* was read the third time and placed on its final passage.

On motion of Senator Hopkin the bill was amended as follows:

In the House amendment on line 7, strike the word "thereof" and insert the word "of".

H. B. No. 57 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Huggins, Lamoreaux, Lindstrom, Peterson, Snow, Thornton.

H. B. No. 57 was returned to the House.

H. B. No. 245 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

Page 1, line 15, strike the figure "10" and insert "5".

H. B. No. 245 was placed on the Third Reading Calendar on the following roll call:

Yeas, 12; Nays, 5; Absent, 6.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holbrook, Holmes, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart.

Those voting in the negative were: Senators Farr, Huggins, Royle, Thornton, Mr. President.

Absent and not voting: Senators Billings, Griffin, Hopkin, Lamoreaux, Peterson, Tanner.

H. B. No. 246 was read the second time.

Committee report read and adopted.

On motion of Senator Holbrook the bill was amended as follows:

In the title after the word "ACT" strike up to and including the figures "53-2-5" in line 3.

Line 1 of the bill, after "Section 1" strike the balance of the line.

Strike lines 2 and 3.

Line 4, strike the figures "53-2-5."

On motion of Senator Parratt the rules were suspended and *H. B. No. 246* was read the third time and placed on its final passage.

H. B. No. 246 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Thornton.

Absent and not voting: Senators Billings, Farr, Lamoreaux, Peterson, Royle, Tanner, Mr. President.

H. B. No. 246 was returned to the House.

H. B. No. 249 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the rules were suspended and *H. B. No. 249* was read the third time and placed on its final passage.

H. B. No. 249 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Snow, Stevens, Stewart, Thornton.

Absent and not voting: Senators Baker, Lamoreaux, Lindstrom, Peterson, Royle, Tanner, Mr. President.

H. B. No. 249 was returned to the House.

H. B. No. 91 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the bill was amended as follows:

Page 1, line 2, Page 2, lines 6 and 10, strike the word "or" after the word "and/".

On motion of Senator Huggins the bill was amended as follows:

Page 2, strike lines 1 to 13 inclusive.

On motion of Senator Nelson the enacting clause was stricken .

H. B. No. 161 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the rules were suspended and *H. B. No. 161* was read the third time and placed on its final passage.

On motion of Senator Frischknecht the bill was amended as follows:

Page 4, line 17, strike the last six works.

Line 18, strike the first four words.

H. B. No. 161 then passed on the following roll call:

Yeas, 17; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Frischknecht, Peterson.

Absent and not voting: Senators Billings, Holmes, Lamoreaux, Tanner.

H. B. No. 161 was returned to the House.

H. B. No. 149 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the rules were suspended and *H. B. No. 149* was read the third time and placed on its final passage.

H. B. No. 149 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holbrook, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Billings, Griffin, Holmes, Lamoreaux, Peterson, Tanner.

H. B. No. 149 was returned to the House.

On motion of Senator Holbrook the enacting Clause on *H. B. No. 247* was stricken.

H. B. No. 103 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the Senate recessed until 7:00 p. m.

EVENING SESSION

The Senate reconvened at 7:00 p. m.

Roll Call—All Senators present.

Senator Holbrook moved that the rules be suspended and that we do now consider *H. B. No. 73.*

Motion carried.

H. B. No. 73 was read the third time and placed on its final passage.

H. B. No. 73 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Voting in the negative: Senator Stevens.

Absent and not voting: Senator Grover.

H. B. No. 73 was returned to the House.

REPORT OF SPECIAL COMMITTEE

March 10, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to take their places at the bottom of the second reading calendar:

H. B. Nos. 167, 207, 89.

H. B. Nos. 142, 27.

S. B. Nos. 234, 208.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

REPORT OF STANDING COMMITTEE

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 82*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-37, 80-5-40, AND 80-5-45, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 59, LAWS OF UTAH, 1933, RELATING TO THE TERM OF THE MEMBERS OF THE STATE TAX COMMISSION AND THEIR COMPENSATION," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 82 was signed by the President in open session, in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

UNFINISHED BUSINESS

H. B. No. 103 on second reading.

H. B. No. 103 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Baker, Billings, Farr (expl. vote), Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Peterson.

On motion of Senator Holbrook, *S. J. R. No. 17* was tabled.

H. B. No. 24 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the enacting clause was stricken on *H. B. No. 24.*

H. B. No. 63 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the bill was amended as follows:

Page 4, lines 27 and 28, strike the words "shall appoint" and insert "may employ".

Page 5, line 1, strike the word "appointed" and insert "employed".

Line 4, strike the word "appoint" and insert "employ".

On motion of Senator Lund the bill was amended as follows:

Page 5, line 7, strike the second appearing word "all" and insert the word "the".

On motion of Senator Lindstrom the rules were suspended and *H. B. No. 63* was read the third time and placed on its final passage.

H. B. No. 63 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Billings, Holbrook, Tanner, Thornton.

H. B. No. 63 was returned to the House.

REPORTS OF STANDING COMMITTEES

March 10, 1937.

Mr. President:

We, your committee on Banking and Commerce, to which was referred *H. B. No. 167*, by Mr. Winder, have carefully examined same and report the same out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

H. B. No. 167 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your committee on Banking and Commerce, to which was referred *H. B. No. 168*, by Mr. Allen, has carefully examined the same and begs leave to report the same out favorably.

Respectfully,

MRS. FRANK PAGE STEWART,
Chairman.

Report filed.

H. B. No. 168 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your committee on Fish and Game, to which was referred *H. B. No. 199*, by Mr. Whiting, have carefully examined the same and beg leave to report the same out without recommendation.

Respectfully,

DEXTER FARR,
Chairman.

Report filed.

H. B. No. 199 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 5*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 42-4-2 AND SECTION 42-4-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 33, LAWS OF UTAH, 1933, RELATING TO FIREMAN'S PENSION FUND, PROVIDING FOR DISTRIBUTION OF PART OF MONIES ASSESSED AND COLLECTED FROM FIRE IN-

SURANCE AND LIFE INSURANCE COMPANIES AND FOR ASSESSMENT OF SALARIES OF FIREMEN, LIMITING THE SIZE OF THE FIREMAN'S PENSION FUND, PROVIDING A SCHEDULE FOR PENSIONS FOR PARTIAL DISABILITY, AND PROVIDING FOR KEEPING RECORDS OF INJURIES, AND OUTLINING PROCEDURE FOR DETERMINING DEGREE OF DISABILITY," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 5 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 42*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 75-12-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 51, LAWS OF UTAH, 1933, PROVIDING FOR THE APPORTIONMENT OF THE STATE HIGH SCHOOL FUND," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 42 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 52*, by Mrs. Lund, entitled, "AN ACT CREATING THE UTAH STATE INSTITUTE OF FINE ARTS, DEFINING THE SCOPE THEREOF, DEFINING THE RIGHTS, POWERS, PRIVILEGES, AND DUTIES OF THE BODY, PROVIDING FOR MEMBERSHIP AND FOR A GOVERNING BOARD, AND REPEALING SECTIONS 85-2-1, 85-2-2, 85-2-3, 85-2-4, 85-2-5, 85-2-6, 85-2-7, 85-2-8, 85-2-9, 85-2-10, 85-2-11, 85-2-12, 85-2-13, 85-2-14, 85-2-15, AND 85-2-16, REVISED STATUTES OF UTAH, 1933," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 52 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 82*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-37, 80-5-40, AND 80-5-45, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 59, LAWS OF UTAH, 1933, RELATING TO THE TERM OF THE MEMBERS OF THE STATE TAX COMMISSION AND THEIR COMPENSATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 82 was transmitted to the Governor.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 118*, by Mr. Thornton, entitled, "AN ACT APPROPRIATING $15,000 TO THE UTAH SCHOOL FOR THE DEAF AND THE BLIND TO PURCHASE, REMODEL, EQUIP, FURNISH, AND OTHERWISE PROVIDE A SITE AND BUILDING AT SALT LAKE CITY FOR THE INDUSTRIAL, EDUCATIONAL, RECREATIONAL, AND WELFARE USES OF THE ADULT BLIND OF UTAH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 118 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 123*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 14-5-1, 14-5-2, 14-5-3, 14-5-4, 14-5-5, 14-5-6, 14-5-7, 14-5-8, 14-5-9, 14-5-10, AND 14-5-11, REVISED STATUTES OF UTAH, 1933, RELATING TO PUBLIC AID FOR DEPENDENT MOTHERS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 123 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 124*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-12-1, 19-12-2, 19-12-3, 19-12-4, 19-12-5, 19-12-6, 19-12-7, 19-12-8, 19-12-9, 19-12-10, 19-12-11, 19-12-12, 19-12-13, 19-12-14, 19-12-15, 19-12-16, 19-12-17, AND 19-12-18, REVISED STATUTES OF UTAH, 1933, RELATING TO OLD AGE PENSIONS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 124 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to in form your Honorable Body that the House has this day passed *S. B. No. 125*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-5-68, 19-5-69, 19-5-70, 19-5-71, 19-5-72, 19-5-73, 19-5-74, 19-5-75, 19-5-76, AND 19-5-77, REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY COMMISSIONERS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 125 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 126*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 1 AND 2, CHAPTER 70, LAWS OF UTAH, 1935, RELATING TO THE ADMINISTRATION OF EMERGENCY RELIEF IN AID OF DESTITUTE RESIDENTS OF THE STATE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 126 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 127*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTION 2, CHAPTER 88, LAWS OF UTAH, 1935, RELATING TO TAX UPON ESTATES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 127 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 9th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 33*, by Mr. Calder, entitled, "AN ACT AMENDING SECTION 80-9-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 60, LAWS OF UTAH, 1933, PROVIDING MAXIMUM LEVIES THAT MAY BE MADE IN COUNTIES AUTHORIZING THE LEVYING OF A ROAD TAX AND GIVING COUNTY COMMISSIONERS AUTHORITY TO EXPEND OR TO CAUSE TO BE EXPENDED REVENUE DERIVED THEREFROM; AND PROVIDING THAT THE MAXIMUM LEVIES FIXED MAY BE INCREASED BECAUSE OF THE REDUCTION IN TAXABLE ASSESSED VALUE FOR THE APPLICATION OF HOMESTEAD EXEMPTION."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 43*, by Mr. Taylor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 92*, by the Judiciary Committee.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 95*, by the Judiciary Committee.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Peterson the Senate adjourned.

SIXTIETH DAY

MORNING SESSION

March 11, 1937.

The Senate was called to order at 9:00 a. m. President Maw in the chair.

Roll Call—All Senators present.

Prayer by the Chaplain.

March 11, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the fifty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

G. V. BILLINGS,
IRA A. HUGGINS.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 11,* by Mr. Selvin, entitled, "AN ACT TO REGULATE THE PAYMENT OF WAGES OR COMPENSATION FOR LABOR OR SERVICE IN PRIVATE EMPLOYMENTS; ESTABLISHING REGULAR PAY DAYS, PROVIDING THAT NOTICES AS TO PAY DAYS MUST BE KEPT POSTED BY THE EMPLOYER AND MAKING FAILURE TO KEEP SUCH NOTICES POSTED PRIMA FACIE EVIDENCE OF VIOLATION OF THE ACT; PROVIDING CRIMINAL PENALTIES FOR THE VIOLATION OF ITS PROVISIONS, AUTHORIZING THE INDUSTRIAL COMMISSION OF UTAH TO ENFORCE THIS ACT; DEFINING THE DUTIES OF DISTRICT ATTORNEYS AND COUNTY ATTORNEYS RELATIVE TO ITS ENFORCEMENT; PROVIDING FOR THE COLLECTION OF CERTAIN PENALTIES BY CIVIL ACTION AT THE DIRECTION OF THE INDUSTRIAL COMMISSION OF UTAH FOR FAILURE TO MAINTAIN REGULAR PAY DAYS AND THE DISPOSITION OF PENALTIES SO COLLECTED; PROVIDING A CIVIL PENALTY FOR FAILURE OF THE EMPLOYER TO PAY DISCHARGED EMPLOYEES OR EMPLOYEES WHO QUIT, AND PERMITTING SUCH EMPLOYEES TO SUE DIRECTLY OR THROUGH AN ASSIGNEE FOR SUCH PENALTIES AS WELL AS PERMITTING THE INDUSTRIAL COMMISSION OF UTAH TO SUE FOR SAME IN SUCH CASES AS THEY MAY DEEM PROPER, AND REPEALING SECTIONS 49-9-2, 49-9-3, 49-9-4, 49-9-5, 49-9-6, 49-9-7, 49-9-9, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 11 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 19,* by Mr. Bennion, Mr. Twitchell, Mr. Holbrook, Mr. Spence, Mr. Jensen, and Mr. Brewster.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 32,* by Mr. Calder, entitled, "AN ACT CLASSIFYING THE ROADS OF THE STATE; PROVIDING FOR STATE AID IN THE CONSTRUCTION AND MAINTENANCE OF COUNTY ROADS AND CITY STREETS AND PROVIDING FOR MATCHING FEDERAL FUNDS IN THE CONSTRUCTION OF SUCH ROADS AND STREETS, AND PROVIDING FOR TRANSFER OF TOWN OR CITY STREETS TO THE COUNTY ROAD SYSTEM," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 32 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 73,* by Mr. Twitchell and Mr. Bennion.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of March, 1937, approve and transmit to the Secretary of State, *H. B. No. 248,* by Mr. Weggeland of the Appropriations Committee, entitled, "AN ACT APPROPRIATING $25,000 FOR THE PAYMENT OF THE EXPENSES OF THE TWENTY-SECOND SESSION OF THE LEGISLATURE OF THE STATE OF UTAH."

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 15,* by Mr.

Marthakis, entitled, "AN ACT IMPOUNDING CERTAIN RECORDS AND EXHIBITS WHICH WERE BROUGHT BEFORE THE SPECIAL INVESTIGATION COMMITTEE APPOINTED BY THE UTAH STATE SENATE AND UTAH HOUSE OF REPRESENTATIVES AND PROVIDING THAT SAID RECORDS BE IMPOUNDED WITH THE SECRETARY OF STATE OF THE STATE OF UTAH, SUBJECT TO INSPECTION BY SUCH PERSONS AS MAY BE DULY AUTHORIZED BY THE ATTORNEY GENERAL," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 15 was read the first time.

On motion of Senator Parratt the rules were suspended and *H. J. R. No. 15* was read the second and third times and placed on its final passage.

H. J. R. No. 15 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Grover, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Griffin, Holbrook, Holmes, Hopkin, Huggins, Thornton.

H. J. R. No. 15 was returned to the House.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 2*, by Mr. Maw, entitled, "AN ACT CREATING A DIVISION IN THE STATE DEPARTMENT OF PUBLIC WELFARE TO BE KNOWN AS THE DIVISION OF OLD AGE ASSISTANCE STATING A DECLARATION OF POLICY, DEFINING TERMS, DEFINING THE DUTIES AND POWERS OF THE DIVISION, PROVIDING FOR APPOINTMENT OF A CHIEF OF THE DIVISION SETTING UP ELIGIBILITY REQUIREMENTS FOR ASSISTANCE, LIMITING THE AMOUNT TO BE PAID AS ASSISTANCE, DEFINING HOW APPLICATIONS SHALL BE MADE, RESTRICTING THE FIELD FOR INVESTIGATION TO APPLICANT'S INCOME, DEFINING HOW AMOUNT OF ASSISTANCE SHALL BE DETERMINED, PROVIDING FOR APPEALS, PROVIDING FOR PERIODIC RECONSIDERATION OF AMOUNTS OF ASSISTANCE, EXEMPTING ESTATES UNDER $3,000, LIMITING PAYMENT OF FEES FOR REPRESENTING APPLICANT OR RECIPIENT, MAKING APPLICATION AND INCOME RECORDS OF APPLICANTS AVAILABLE TO TAXPAYER AND RE-

CIPIENTS, MAKING FRAUDULENT ACTS A MISDEMEANOR, SETTING UP LIMITATIONS OF ACT, PROVIDING FOR SUSPENSIONS OF PAYMENTS DURING INVESTIGATIONS, CREATION OF OLD AGE ASSISTANCE FUND, AND REPEALING ALL ACTS IN CONFLICT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 2 was transmitted to the Governor.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 69*, by Mr. Huggins, entitled, "AN ACT TO ESTABLISH THE UTAH STATE TUBERCULOSIS SANITORIUM; TO PROVIDE FOR THE ESTABLISHMENT, EQUIPPING, AND OPERATING OF A TUBERCULOSIS SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS, SILICOSIS, AND OTHER KINDRED DISEASES; TO PROVIDE FOR THE LOCATION AND ACQUIRING OF A SITE THEREFOR, FOR THE MANAGEMENT AND CONTROL THEREOF, AND THE ADMISSION OF PATIENTS THERETO," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Huggins the Senate concurred in the House amendments.

S. B. No. 69 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton.

Voting in the negative: Senator Billings.

Absent and not voting: Senators Snow and Mr. President.

S. B. No. 69 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 73*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING REVENUES ACCRUING TO THE LIQUOR CONTROL FUND," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate refused to concur in the House amendments.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 129,* by Mr. Lindstrom, entitled, "AN ACT TO AMEND SECTIONS 2, 3, 7, AND 8, OF CHAPTER 69, LAWS OF UTAH, 1935, RELATING TO THE STATE DEPARTMENT OF PUBLIC WELFARE; PROVIDING FOR THE APPOINTMENT OF A STATE BOARD OF PUBLIC WELFARE; AUTHORIZING THE APPOINTMENT OF A DIRECTOR AND OTHER ASSISTANTS AND EMPLOYEES OF THE DEPARTMENT AND PROVIDING FOR THEIR COMPENSATIONS; DEFINING THE POWERS AND DUTIES OF SUCH BOARD AND SUCH DIRECTOR; AUTHORIZING THE BOARD TO ACT AS THE OFFICIAL AGENCY OF THE STATE IN THE ADMINISTRATION OF ANY STATE OR FEDERAL FUNDS MADE AVAILABLE FOR RELIEF AND WELFARE PURPOSES; PROVIDING FOR THE CREATION OF COUNTY OR DISTRICT DEPARTMENTS OF PUBLIC WELFARE AND DEFINING THEIR POWERS AND DUTIES; AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 11, 12, 13, 14, 15, 16, 17, AND 18, PROVIDING FOR THE GRANTING, ADMINISTRATION, AND TERMINATION OF GRANTS-IN-AID TO COUNTIES, THE CREATION AND SELECTION OF MEMBERS OF COUNTY AND DISTRICT WELFARE BOARDS, COUNTY AND DISTRICT WELFARE DIRECTORS, AND OTHER ADMINISTRATIVE EMPLOYEES, DEFINING THE POWERS AND DUTIES OF THE STATE, COUNTY, AND DISTRICT DEPARTMENTS, THE LEVYING AND COLLECTION OF TAXES, INCREASING COUNTY BUDGETS, DEFINITIONS OF TERMS, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Grover the Senate refused to concur in the House amendments.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, *S. B. No. 128,* by Mr. Lindstrom, and the same is transmitted herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Grover the Senate refused to concur in the House amendments.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 185*, by Mr. Holbrook, entitled, "AN ACT IMPOSING AN EXCISE TAX ON THE STORAGE, USE, OR OTHER CONSUMPTION IN THIS STATE OF TANGIBLE PERSONAL PROPERTY, PROVIDING FOR THE REGISTRATION OF RETAILERS, PROVIDING FOR THE ASCERTAINING, LEVYING, ASSESSING, COLLECTING, PAYING, AND DISPOSING OF SUCH TAX, AND PRESCRIBING PENALTIES FOR VIOLATIONS OF THE PROVISIONS HEREOF," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate concurred in the House amendments.

S. B. No. 185 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Holmes, Huggins, Thornton.

S. B. No. 185 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 10, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *S. B. No. 217*, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 76-1-1, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 63, LAWS OF UTAH, 1935, AND SECTION 2, CHAPTER 63, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT OF MEMBERS OF THE PUBLIC SERVICE COMMISSION, THEIR POWER TO SUE AND BE SUED, AND FOR TERMINATION OF TERMS OF PRESENT COMMISSIONERS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Lamoreaux the Senate concurred in the House amendments.

S. B. No. 217 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Farr, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Baker, Billings, Griffin, Huggins, Thornton.

S. B. No. 217 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 10, 1937.

Mr. President:

Your Committee on Health and Labor, to which was referred *H. B. No. 207* by Mr. Granger, hereby reports the same back favorably.

Respectfully,

E. M. ROYLE,
Chairman.

Report filed.

H. B. No. 207 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred a communication from the Governor relating to delinquent taxes, beg leave to report that we have examined the same. The message calls attention to a huge total of delinquent taxes ($9,200,000). Many taxpayers have suffered severe losses and the state and governmental units have lost because of tax delinquency. The Governor's message calls attention to the wisdom of extending help to the struggling delinquent taxpayer who has not been able to redeem his property. The message also calls attention to the benefit that can come to the state through a campaign to clean the state on tax delinquency first by increased tax collection sent by bringing property back to the tax rolls.

Your Committee finds that *H. B. No. 71*, by Mr. Holbrook, will furnish ample opportunity to treat the subject of tax delinquency. No new bill is needed. It is probable that the Governor did not intend that delinquents for 1935, should be included in the bill. It is also probable that he did not intend that all interest and penalty should be forgiven as was done in the House amendments.

Respectfully,

CONRAD FRISCHKNECHT,
Chairman.

Report filed.

COMMUNICATIONS FROM THE GOVERNOR

March 10, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *S. B. No. 106,* by the Committee on Banking and Commerce, entitled, "AN ACT TO AMEND SECTION 7, CHAPTER 47, LAWS OF UTAH, 1933, AND SECTION 8, CHAPTER 47, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 53, LAWS OF UTAH, 1935, RELATING TO THE DEPOSIT OF PUBLIC FUNDS, THE INTEREST TO BE PAID THEREON, AND THE LIABILITY OF PUBLIC TREASURERS DEPOSITING SUCH FUNDS."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

March 10, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *S. B. No. 190,* by Mr. Maw, entitled, "AN ACT TO ESTABLISH A DEPARTMENT OF ADULT PAROLE AND ADULT PROBATION OF THE STATE OF UTAH, TO PROVIDE FOR ITS OPERATION AND CONTROL BY THE BOARD OF CORRECTIONS, PRESCRIBING ADDITIONAL POWERS AND DUTIES OF THE BOARD OF CORRECTIONS, PROVIDING PENALTY FOR CONTRIBUTING TO DELINQUENCY OF A PROBATIONER OR PAROLEE, AND REPEALING ALL ACTS IN CONFLICT THEREWITH."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

March 10, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *S. B. No. 198,* by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 67-0-8, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CUSTODY OF PRISONERS WHILE ON PAROLE AND AUTHORITY TO RETAKE AND REIMPRISON."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

March 10, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State *S. B. No. 199*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE GOVERNMENT AND CONTROL OF THE STATE PRISON AND ITS AFFAIRS PLACED IN A BOARD OF CORRECTION, APPOINTMENT OF ITS MEMBERS, AND TERM OF OFFICE."

Very respectfully yours,

HENRY H. BLOOD,

Governor.

Communication filed.

Senator Parratt moved that the rules be suspended and that *S. B. Nos. 234* and *208* be placed at the head of the Second Reading Calendar.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 175 was read the third time and placed on its final passage.

H. B. No. 175 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Tanner, Thornton.

Absent and not voting: Senators Billings, Griffin, Holbrook, Huggins, Peterson, Stewart, Mr. President.

H. B. No. 175 was returned to the House.

H. B. No. 94 was read the third time and placed on its final passage.

H. B. No. 94 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Grover, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Tanner, Thornton.

Absent and not voting: Senators Billings, Griffin, Holbrook, Huggins, Peterson, Royle, Stewart, Mr. President.

H. B. No. 94 was returned to the House.

H. B. No. 200 was read the third time and placed on its final passage.

H. B. No. 200 then passed on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Baker, Frischknecht, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Snow, Stevens, Thornton.

Absent and not voting: Senators Billings, Farr, Griffin, Grover, Holbrook, Huggins, Peterson, Royle, Stewart, Tanner, Mr. President.

H. B. No. 200 was returned to the House.

H. B. No. 245 was read the third time and placed on its final passage.

On motion of Senator Holmes the bill was amended as follows:

Page 1, line 15, after the word "either" delete the balance of the line and all of line 16, and insert the following: "reject such offer or notify the issuer of the terms and conditions on which it is willing to purchase such bond issue; and, if the officials of the issuer are of the opinion said bond issue may be sold elsewhere at a lower rate of interest or on better terms, such officials may reject the offer of the state land board or the state board of loan commissioners, and proceed to sell such bond issue elsewhere."

Page 2, strike line 1.

H. B. No. 245 then passed on the following roll call:

Yeas, 14; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Thornton, Mr. President.

Voting in the negative: Senator Tanner.

Absent and not voting: Senators Billings, Griffin, Grover, Holbrook, Huggins, Lamoreaux, Peterson, Stewart.

H. B. No. 245 was returned to the House.

H. B. No. 103 was read the third time and placed on its final passage.

On motion of Senator Grover *H. B. No. 103* was made a special order of business for this morning at eleven o'clock.

CONSIDERATION OF BILLS ON SECOND READING

Senator Parratt moved that the rules be suspended to allow consideration of *S. B. Nos. 234* and *208*.

Motion carried.

S. B. No. 234 was read the second time.

Committee report read and adopted.

On motion of Senator Frischknecht the rules were suspended and *S. B. No. 234* was read the third time and placed on its final passage.

S. B. No. 234 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Farr, Holbrook, Nelson, Mr. President.

S. B. No. 234 was transmitted to the House.

S. B. No. 208 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the rules were suspended and *S. B. No. 208* was read the third time and placed on its final passage.

S. B. No. 208 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Parratt, Peterson, Snow, Stevens, Stewart, Tanner.

Absent and not voting: Senators Farr, Holbrook, Lindstrom, Nelson, Royle, Thornton, Mr. President.

S. B. No. 208 was transmitted to the House.

H. B. No. 90 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *H. B. No. 90* was read the third time and placed on its final passage.

H. B. No. 90 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Thornton.

Absent and not voting: Senators Holbrook, Nelson, Snow, Stewart, Tanner, Mr. President.

H. B. No. 90 was returned to the House.

H. B. No. 151 was read the second time.

Committee report read and adopted.

H. B. No. 151 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 2; Absent, 0.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Lindstrom and Peterson.

SPECIAL ORDER

H. B. No. 103 on final passage.

On motion of Senator Huggins the bill was amended as follows:

Page 14, line 31, after the word "paragraph" insert the following:

"Provided that in case of a shortage of money in the general fund during any year, to the extent that appropriations to the several state departments and agencies cannot be paid in full, then and in that event the appropriation herein provided for shall share its proportion of reduction in the same ratio as all other state departments and agencies."

H. B. No. 103 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Mr. President.

H. B. No. 103 was returned to the House:

H. B. No. 167 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *H. B. No. 167* was read the third time and placed on its final passage.

H. B. No. 167 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Peterson, Royle, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Frischknecht, Holbrook, Parratt, Snow, Thornton.

H. B. No. 167 was returned to the House.

H. B. No. 207 was read the second time.

Committee report read and adopted.

H. B. No. 207 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Lamoreaux, Lindstrom, Snow.

H. B. No. 89 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the rules were suspended and *H. B. No. 89* was read the third time and placed on its final passage.

H. B. No. 89 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Holbrook, Lamoreaux, Parratt, Peterson, Snow, Mr. President.

H. B. No. 89 was returned to the House.

Senator Royle moved that *H. J. R. No. 7*, *H. J. M. No. 6* and *H. J. R. No. 13* be recalled from the Committee on Judiciary and that the Senate do now consider said bills on second reading.

Motion carried.

H. J. R. No. 7 was read the second time.

Committee report read and adopted.

On motion of Senator Griffin the bill was amended as follows:

Line 6, after the word and figures "June 29," insert "1935".

On motion of Senator Huggins the rules were suspended and *H. J. R. No. 7* was read the third time and placed on its final passage.

H. J. R. No. 7 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Stevens, Stewart, Thornton.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Parratt, Peterson, Snow, Tanner, Mr. President.

H. J. R. No. 7 was returned to the House.

H. B. No. 142 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *H. B. No. 142* was read the third time and placed on its final passage.

H. B. No. 142 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Thornton.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Peterson, Snow, Tanner, Mr. President.

H. B. No. 142 was returned to the House.

On motion of Senator Lindstrom the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

The Senate reconvened at 1:30 p. m.

Roll Call—All Senators present.

REPORT OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President:

Your Special Committee appointed to investigate the advisability of printing the report of the joint special committee to investigate Utah governmental units, respectfully reports that it has given the matter careful consideration and recommends that the report of said investigating committee be printed at length in the Journal of both houses.

Respectfully,

CLARENCE E. BAKER,
Chairman.

Report adopted and filed.

Senator Baker moved that the report be not printed in the Senate Journal for the reason that it had been printed in the House Journal.

Motion carried.

REPORTS OF STANDING COMMITTEES

March 11, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 144*, by Mr. Loveless, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 144 was referred to the Sifting Committee.

March 11, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 157*, by Mr. T. W. Jensen, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman.

Report filed.

H. B. No. 157 was referred to the Sifting Committee.

March 11, 1937.

Mr. President:

We, your Committee on Revenue and Taxation, to which was referred *H. B. No. 252* by Mr. Watson, Mr. Marthakis, Mr. Spence, Mr. Poulson, and Mr. Pratt, report same out without recommendation.

Respectfully,
CONRAD FRISCHKNECHT,
Chairman.

Report filed.

H. B. No. 252 was referred to the Sifting Committee.

March 11, 1937.

Mr. President:

Your Committee on State and Municipal Affairs, to which was referred *H. C. M. No. 6*, by Mr. Mitchell, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,
LAWRENCE E. NELSON,
Chairman.

Report filed.

H. C. M. No. 6 was referred to the Sifting Committee.

March 11, 1937.

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. C. M. No. 7*, by Mr. Pectol and Mr. Pratt, has carefully examined the same and begs leave to report the same out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman.

Report filed.

H. C. M. No. 7 was referred to the Sifting Committee.

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 71* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 5, 6, 10, 11, 12, 26, 73, 126, 152, 165, 168, 172, 181, 189, 195, 196 AND 199, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT AND SALARIES AND PRESCRIBING DUTIES OF LIQUOR CONTROL COMMISSIONERS; DIVISION OF WORK AND SELECTION OF EMPLOYEES OF COMMISSION; OWNERSHIP OF PROPERTY AND ASSETS; PAYMENT OF EXPENSES AND REMITTING NET PROFITS TO STATE TREASURER QUARTERLY; PAYMENT FOR SERVICES OF STATE CHEMIST, LICENSING DISTILL-

ERS OF ALCOHOL AND LIQUOR AND MANUFACTURERS OF WINE; DRINKING AND DRUNKENNESS IN PUBLIC PLACES; SEARCH WITHOUT WARRANT; PROCEDURE AFTER SEIZURES; DESTRUCTION OF CONFISCATED ALCOHOLIC BEVERAGES; PROOF OF SALE; PROCEDURE WHERE PERSISTENT VIOLATION IS CHARGED; AND RIGHT OF APPEAL IN COMMISSION; AND PROVIDING PENALTIES FOR ISSUING OR FURNISHING LIQUOR ON FALSE PERMITS; AND DECLARING PROPERTY USED IN CONNECTION WITH VIOLATIONS A NUISANCE AND PROVIDING FOR ABATEMENT THEREOF; AND CREATING A FUND FOR EDUCATIONAL PURPOSES AND REPEALING SECTIONS 15, 16, 17, 117, AND 171, CHAPTER 43, LAWS OF UTAH, 1935," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S.B. No. 71 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 127*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTION 2, CHAPTER 88, LAWS OF UTAH, 1935, RELATING TO TAX UPON ESTATES," examined by this committee and a like committee from the House, has carefully compared to the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 127 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE GOVERNOR

March 10, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBERS OF THE STATE BOARD OF AGRICULTURE:

To serve for a term of four years, pursuant to Section 3-1-1, Revised Statutes of Utah, 1933.

Mark Johnson ..... Draper
John Hansen ..... Riverton
H. L. Richards ..... Fielding
George L. Hobson ..... Hoytsville

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE AGRICULTURAL COLLEGE:

To serve for a term of four years, pursuant to Section 75-5-9, Revised Statutes of Utah, 1933.

Frank B. Stephens ..... Salt Lake City
Frederick P. Champ ..... Logan
Dr. M. J. Macfarlane ..... Cedar City
George Q. Spencer ..... Payson
Joseph B. White ..... Paradise
Mrs. Iola T. Jensen ..... Roy

FOR COMMISSIONER OF AGRICULTURE:

To serve for a term of four years, pursuant to Section 3-1-9, Revised Statutes of Utah, 1933.

David F. Smith ..... Salt Lake City

FOR STATE BANK COMMISSIONER:

To serve for a term of four years, pursuant to Section 7-1-1, Revised Statutes of Utah, 1933.

Rulon F. Starley ..... Mt. Pleasant

FOR MEMBERS OF THE STATE BUILDING COMMISSION:

To serve for a term of four years, pursuant to Section 10-0-1, Revised Statutes of Utah, 1933.

J. O. Elton ..... Salt Lake City
W. E. Ryberg ..... Salt Lake City
Ronald E. Wadsworth ..... Ogden

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE SCHOOL FOR THE DEAF AND THE BLIND:

To serve for a term of six years, pursuant to Section 85-3-4, Revised Statutes of Utah, 1933.

Rabbi Samuel H. Gordon ..... Salt Lake City
Mrs. A. B. Coray ..... Ogden
Dr. Robert R. Hampton ..... Salt Lake City

FOR STATE ENGINEER:

To serve for a term of four years, pursuant to Section 100-2-1, Revised Statutes of Utah, 1933.

T. H. Humpherys.....Logan

FOR MEMBERS OF THE STATE BOARD OF PARK COMMISSIONERS:

To serve for a term of four years, pursuant to Section 68-0-1, Revised Statutes of Utah, 1933.

Lafayette Hanchett.....Salt Lake City

Randall L. Jones.....Salt Lake City

FOR MEMBERS OF THE STATE TEXT BOOK COMMISSION:

To serve for a term of four years, pursuant to Section 75-15-1, Revised Statutes of Utah, 1933.

Ralph Nilsson.....Nephi

Miss Nellie U. Hendricks.....Ogden

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE TRAINING SCHOOL FOR FEEBLE MINDED:

To serve for a term of seven years, ending May 6, 1944, pursuant to Section 85-8-2, Revised Statutes of Utah, 1933.

S. T. Jeppson.....Ogden

FOR MEMBERS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH:

To serve for a term of four years, pursuant to Section 75-4-7, Revised Statutes of Utah, 1933.

Dr. John J. Galligan.....Salt Lake City

James Ingebretsen.....Salt Lake City

Mrs. A. J. Gorham.....Salt Lake City

Thomas A. Williams.....Salt Lake City

Robert H, Hinckley.....Ogden

Dr. Joseph Hughes.....Spanish Fork

FOR MEMBERS OF THE UTAH BOARD OF COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION IN THE UNITED STATES:

To serve for a term of two years, pursuant to Section 97-0-1, Revised Statutes of Utah, 1933.

Calvin W. Rawlings.....Salt Lake City

W. H. Leary.....Salt Lake City

George W. Worthen.....Provo

FOR MEMBERS OF THE STATE BOARD OF HEALTH AND VITAL STATISTICS:

To serve for a term of seven years, ending March 31, 1944, pursuant to Section 35-1-1, Revised Statutes of Utah, 1933.

Dr. T. J. Howells.....Salt Lake City

FOR MEMBERS OF THE BOARD OF CONTROL OF THE UTAH STATE HISTORICAL SOCIETY:

To serve for a term of four years, pursuant to Section 85-5-5, Revised Statutes of Utah, 1933.

J. Cecil Alter.....Salt Lake City

Mrs. Cornelia Lund.....Salt Lake City

Herbert S. Auerbach.....Salt Lake City

Joel F. Ricks.....Logan

William R. Palmer.....Cedar City

FOR MEMBER OF THE INDUSTRIAL COMMISSION OF UTAH:

To serve for a term of six years, pursuant to Section 42-1-1, Revised Statutes of Utah, 1933.

William M. Knerr.....Salt Lake City

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE UTAH STATE HOSPITAL:

To serve for a term of seven years, pursuant to Section 1, Chapter 66, Laws of Utah, 1933.

John E. Jones.....Salt Lake City

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL:

To serve for a term of four years, pursuant to Section 85-6-2, Revised Statutes of Utah, 1933.

Frank Francis .....Ogden

Viggo R. Madsen.....Salt Lake City

Respectfully submitted,

HENRY H. BLOOD,
Governor.

Communication referred to the special committee on the Governor's appointments.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 57*, by Mr. Ingleby.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 63*, by Mr. Spence, Mr. Eynon, and Mr. Pett.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 111*, by Mr. Boyden.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 161*, by Mr. Hummer.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 164*, by Mr. T. W. Jensen.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 246*, by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, and Mr. Weggeland.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 114*, by Mr. Stevens, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE CENTRAL UTAH WATER COMPANY, A UTAH CORPORATION, CERTAIN WATER RIGHTS, RESERVOIRS, INTEREST IN RESERVOIRS, RESERVOIR RIGHTS, LATERALS, CANALS, DITCHES, AND EASEMENTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 114 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 115*, by Mr. Frischknecht, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PIUTE RESERVOIR AND IRRIGATION COMPANY, A CORPORATION, CERTAIN LANDS, WATER RIGHTS, RESERVOIR RIGHTS, CANALS, LATERALS, AND EASEMENTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 115 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 175*, by Mr. Lindstrom, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PRICE RIVER WATER CONSERVATION DISTRICT, A PUBLIC CORPORATION, CERTAIN WATER RIGHTS, LATERALS, CANALS, DITCHES, TUNNELS, EASEMENTS, DIVERSION DAMS, HEADGATES, FLUMES, AND RIGHTS OF WAY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 175 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORT OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President:

Your Sifting Committee reports out the following bills to be placed on the second reading calendar in the order listed:

H. B. Nos. 71, 112, 168, 96, 97, 239, 223, 199, 102, 87, 78, 70, 68, 60 59, 29, 13, 2, and 3.

H. J. R. Nos. 14, 12, 13.

H. J. M. No. 2.

H. J. M. No. 3.

H. C. M. Nos. 5, 6, 7, and 8.

H. B. Nos. 75, 156, 157, 243, 252, 131, and 144.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. J. M. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the bill was amended as follows:

Page 1, line 20, strike the last three words.

Line 21, strike the first two words, also the words "Regular Session, the Senate concurring" and insert "session of the legislature of the State of Utah."

Line 22, strike the first word.

On motion of Senator Huggins the rules were suspended and *H. J. M. No. 6* was read the third time and placed on its final passage.

H. J. M. No. 6 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Grover, Holbrook, Peterson, Royle, Snow, Tanner, Thornton.

H. J. M. No. 6 was returned to the House.

Senator Thornton moved that the rules be suspended and that we do now consider *H. B. No. 151* on third reading.

Motion carried.

H. B. No. 151 was read the third time and placed on its final passage.

H. B. No. 151 then passed on the following roll call:

Yeas, 14; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Hopkin, Huggins, Lamoreaux, Lund, Nelson, Parratt, Royle, Snow, Thornton, Mr. President.

Those voting in the negative were: Senators Griffin, Grover, Holmes, Lindstrom, Stevens, Stewart.

Absent and not voting: Senators Holbrook, Peterson and Tanner.

H. B. No. 151 was returned to the House.

H. B. No. 27 was read the second time.

Committee report read and adopted.

On motion of Senator Baker the bill was amended as follows:

Page 1, reinstate lines 8, 9 and 10 to their original printed form.

On motion of Senator Royle the rules were suspended and *H. B. No. 27* was read the third time and placed on its final passage.

H. B. No. 27 then passed on the following roll call:

Yeas, 12; Nays, 3; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Grover, Huggins, Lindstrom, Lund, Nelson, Royle, Snow Stevens.

Those voting in the negative were: Senators Holmes, Hopkin, Stewart.

Absent and not voting: Senators Griffin, Holbrook, Lamoreaux, Parratt, Peterson, Tanner, Thornton, Mr. President.

H. B. No. 27 was returned to the House.

H. B. No. 71 was read the second time.

Committee report read and adopted.

On motion of Senator Royle *H. B. No. 71* was made a special order of business for this afternoon at 3:30.

H. B. No. 168 was read the second time.

Committee report read and adopted.

On motion of Senator Huggins the rules were suspended and *H. B. No. 168* was read the third time and placed on its final passage.

H. B. No. 168 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Billings, Farr, Griffin, Grover, Holmes, Huggins, Lindstrom, Lund, Peterson, Royle, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Baker, Frischknecht, Holbrook, Hopkin, Lamoreaux, Nelson, Parratt, Tanner, Thornton.

H. B. No. 168 was returned to the House.

H. B. No. 96 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *H. B. No. 96* was read the third time and placed on its final passage.

H. B. No. 96 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Farr, Grover, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Stevens.

H. B. No. 96 was returned to the House.

H. B. No. 97 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *H. B. No. 97* was read the third time and placed on its final passage.

H. B. No. 97 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Farr, Grover, Holbrook, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Snow, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Baker, Billings, Frischknecht, Griffin, Huggins, Lamoreaux, Lindstrom, Peterson, Stevens.

H. B. No. 97 was returned to the House.

H. B. No. 239 was read the second time.

On motion of Senator Royle the enacting clause was stricken on *H. B. No. 239*.

H. B. No. 223 was read the second time.

Committee report read and adopted.

On motion of Senator Grover the rules were suspended and *H. B. No. 223* was read the third time and placed on its final passage.

H. B. No. 223 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Royle, Stewart, Tanner, Thornton.

Absent and not voting: Senators Billings, Holbrook, Huggins, Lamoreaux, Lindstrom, Peterson, Snow, Stevens, Mr. President.

H. B. No. 223 was returned to the House.

H. B. No. 199 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the rules were suspended and *H. B. No. 199* was read the third time and placed on its final passage.

H. B. No. 199 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Farr, Griffin, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Royle, Stewart, Tanner, Thornton.

Absent and not voting: Senators Billings, Frischknecht, Holbrook, Huggins, Lamoreaux, Peterson, Snow, Stevens, Mr. President.

H. B. No. 199 was returned to the House.

H. B. No. 102 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the rules were suspended and *H. B. No. 102* was read the third time and placed on its final passage.

H. B. No. 102 then passed on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Peterson, Royle, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Lindstrom and Tanner.

Absent and not voting: Senators Billings, Grover, Holbrook, Huggins, Parratt, Snow, Stevens.

H. B. No. 102 was returned to the House.

H. B. No. 87 was read the second time.

Committee report read and adopted.

On motion of Senator Stewart the enacting clause was stricken on *H. B. No. 87.*

H. B. No. 78 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *H. B. No. 78* was read the third time and placed on its final passage.

H. B. No. 78 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holmes, Hopkin, Lamoreaux, Lund, Nelson, Peterson, Royle, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover, Holbrook, Huggins, Lindstrom, Parratt, Snow, Stevens.

H. B. No. 78 was returned to the House.

H. B. No. 70 was read the second time.

Committee report read and adopted.

On motion of Senator Royle the rules were suspended and *H. B. No. 70* was read the third time and placed on its final passage.

H. B. No. 70 then passed on the following roll call:

Yeas, 13; Nays, 3; Absent, 7.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Peterson, Royle, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Farr, Griffin.

Absent and not voting: Senators Holbrook, Lamoreaux, Lindstrom, Parratt, Snow, Stevens, Tanner.

H. B. No. 70 was returned to the House.

On motion of Senator Parratt the Senate resolved itself into Executive Session.

On motion of Senator Parratt the Executive Session dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointments of the Governor:

FOR MEMBERS OF THE STATE BOARD OF AGRICULTURE:

To serve for a term of four years, pursuant to Section 3-1-1, Revised Statutes of Utah, 1933.

Mark Johnson ..... Draper
John Hansen ..... Riverton
H. L. Richards ..... Fielding
George L. Hobson ..... Hoytsville

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE AGRICULTURAL COLLEGE:

To serve for a term of four years, pursuant to Section 75-5-9, Revised Statutes of Utah, 1933.

Frank B. Stephens ..... Salt Lake City
Frederick P. Champ ..... Logan
Dr. M. J. Macfarlane ..... Cedar City
George Q. Spencer ..... Payson
Joseph B. White ..... Paradise
Mrs. Iola T. Jensen ..... Roy

FOR STATE BANK COMMISSIONER:

To Serve for a term of four years, pursuant to Section 7-1-1, Revised Statutes of Utah, 1933.

Rulon F. Starley ..... Mt. Pleasant

FOR MEMBERS OF THE STATE BUILDING COMMISSION:

To serve for a term of four years, pursuant to Section 10-0-1, Revised Statutes of Utah, 1933.

J. O. Elton ..... Salt Lake City
W. E. Ryberg ..... Salt Lake City
Ronald E. Wadsworth ..... Ogden

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE SCHOOL FOR THE DEAF AND THE BLIND:

To serve for a term of six years, pursuant to Section 85-3-4, Revised Statutes of Utah, 1933.

Rabbi Samuel H. Gordon ..... Salt Lake City
Mrs. A. B. Coray ..... Ogden
Dr. Robert R. Hampton ..... Salt Lake City

FOR STATE ENGINEER:

To serve for a term of four years, pursuant to Section 100-2-1, Revised Statutes of Utah, 1933.

T. H. Humpherys ..... Logan

FOR MEMBERS OF THE STATE BOARD OF PARK COMMISSIONERS:

To serve for a term of four years, pursuant to Section 68-0-1, Revised Statutes of Utah, 1933.

Lafayette Hanchett.....Salt Lake City
Randall L. Jones.....Salt Lake City

FOR MEMBERS OF THE STATE TEXT BOOK COMMISSION:

To serve for a term of four years, pursuant to Section 75-15-1, Revised Statutes of Utah, 1933.

Ralph Nilsson .....Nephi
Miss Nellie U. Hendricks.....Ogden

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE UTAH STATE TRAINING SCHOOL FOR FEEBLE MINDED:

To serve for a term of seven years, ending May 6, 1944, pursuant to Section 85-8-2, Revised Statutes of Utah, 1933.

S. T. Jeppson.....Ogden

FOR MEMBERS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH:

To serve for a term of four years, pursuant to Section 75-4-7, Revised Statutes of Utah, 1933.

Dr. John J. Galligan.....Salt Lake City
James Ingebretsen.....Salt Lake City
Mrs. A. J. Gorham.....Salt Lake City
Thomas A. Williams.....Salt Lake City
Robert H. Hinckley.....Ogden
Dr. Joseph Hughes.....Spanish Fork

FOR MEMBERS OF THE UTAH BOARD OF COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION IN THE UNITED STATES:

To serve for a term of two years, pursuant to Section 97-0-1, Revised Statutes of Utah, 1933.

Calvin W. Rawlings.....Salt Lake City
W. H. Leary.....Salt Lake City
George W. Worthen.....Provo

FOR MEMBERS OF THE STATE BOARD OF HEALTH AND VITAL STATISTICS:

To serve for a term of seven years, ending March 31, 1944, pursuant to Section 35-1-1, Revised Statutes of Utah, 1933.

Dr. T. J. Howells.....Salt Lake City

FOR MEMBERS OF THE BOARD OF CONTROL OF THE UTAH STATE HISTORICAL SOCIETY:

To serve for a term of four years, pursuant to Section 85-5-5, Revised Statutes of Utah, 1933.

J. Cecil Alter.....Salt Lake City
Mrs. Cornelia Lund.....Salt Lake City
Herbert S. Auerbach.....Salt Lake City
Joel F. Ricks.....Logan
William R. Palmer.....Cedar City

FOR MEMBER OF THE INDUSTRIAL COMMISSION OF UTAH:

To serve for a term of six years, pursuant to Section 42-1-1, Revised Statutes of Utah, 1933.

William M. Knerr.....Salt Lake City

FOR MEMBER OF THE BOARD OF TRUSTEES OF THE UTAH STATE HOSPITAL:

To serve for a term of seven years, pursuant to Section 1, Chapter 66, Laws of Utah, 1933.

John E. Jones.....Salt Lake City

FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL:

To serve for a term of four years, pursuant to Section 85-6-2, Revised Statutes of Utah, 1933.

Frank Francis.....Ogden
Viggo R. Madsen.....Salt Lake City

FOR MEMBERS OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1935:

E. E. Howe.....Murray

To fill the vacancy caused by the death of W. J. Parker, and to serve for the unexpired term ending December 1, 1937:

W. D. Hammond.....Moab

Motion carried.

Senator Parratt moved that the rules be suspended and that the Senate does not advise and consent to the following appointment of the Governor:

FOR MEMBER OF THE STATE ROAD COMMISSION:

To serve for a term of four years, pursuant to Section 36-2-1, Revised Statutes of Utah, 1933.

E. E. Howe.....Murray

Motion carried.

Senator Huggins moved that the rules be suspended and that we do now consider *H. B. No. 207* on third reading.

Motion carried.

H. B. No. 207 was read the third time and placed on its final passage.

H. B. No. 207 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Griffin, Grover and Peterson.

H. B. No. 207 was returned to the House.

Senator Thornton moved that we do now consider *H. B. No. 112.*

Motion carried.

H. B. No. 112 was read the second time.

Committee report read and adopted.

On motion of Senator Thornton the rules were suspended and *H. B. No. 112* was read the third time and placed on its final passage.

H. B. No. 112 then passed on the following roll call:

Yeas, 20; Nays. 2; Absent, 1.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Farr and Snow.

Absent and not voting: Senator Grover.

H. B. No. 112 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 87*, by Mr. Farr, entitled, "AN ACT AMENDING SECTION 19-5-79, REVISED STATUTES OF UTAH, 1933, RELATING TO TAX FOR EXHIBITS ENCOURAGING TRADE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 87 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 153*, by Mr. Huggins, entitled, "AN ACT CREATING A STATE BOARD OF FIRE CONTROL, DEFINING ITS DUTIES, GRANTING POWER TO CREATE FIRE DISTRICTS, PRESCRIBING MEANS FOR THE PREVENTION OF FIRE AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THE ACT, AND REPEALING SECTIONS 19-7-1, 19-7-2, 19-7-3, AND 19-7-4, REVISED STATUTES OF UTAH, 1933," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 153 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 180* by Mr. Frischknecht, entitled, "AN ACT TO PREVENT FRAUD AND MISREPRESENTATION IN THE DISTRIBUTION AND SALE OF GASOLINE OR OTHER MOTOR FUEL AND LUBRICATING OR MOTOR OIL, REGULATING THE STORAGE, DISTRIBUTION, AND SALE OF SUCH PRODUCTS, DEFINING THE POWERS AND DUTIES IN RELATION THERETO OF THE STATE ROAD COMMISSION, DEFINING GASOLINE AND OTHER MOTOR FUELS, LUBRICATING OR MOTOR OIL, AND PRESCRIBING SPECIFICATIONS FOR PRODUCTS SOLD OR OFFERED FOR SALE AS GASOLINE PRESCRIBING PENALTIES FOR THE VIOLATION OF PROVISIONS HEREOF, AND REPEALING CHAPTER 50, LAWS OF UTAH, 1935, AND ACTS INCONSISTENT HEREWITH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 180 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 195*, by Mr. Frischknecht and Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 100-1-14, 100-3-3, 100-3-12, 100-3-13, 100-3-14, 100-3-15, 100-3-16, 100-3-17, 100-3-18, 100-3-20, 100-4-11, 100-4-17, 100-5-5, 100-5-6, 100-5-7, AND 100-8-1, REVISED STATUTES OF UTAH, 1933, AND SECTION 100-2-14, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 105, LAWS OF UTAH, 1935, AND SECTION 100-4-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 105 AND 107, LAWS OF UTAH, 1935, RELATING TO WATER AND WATER RIGHTS, THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE THERETO AND THE APPROPRIATION, DETERMINATION, ADMINISTRATION AND DISTRIBUTION THEREOF, AND RELATING TO WITHDRAWAL OF UNAPPROPRIATED WATERS: AMENDING CHAPTER 2, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 100-2-15, AUTHORIZING THE STATE ENGINEER TO ENTER INTO AGREEMENTS WITH FEDERAL AND STATE AGENCIES FOR COOPERATION IN MAKING SURVEYS OF WATER RESOURCES, SNOW SURVEYS, INVESTIGATING FLOOD AND EROSION CONTROL, AND ADJUDICATING WATER RIGHTS AND PROVIDING FOR SHARING EXPENSES THEREOF; AMENDING CHAPTER 3, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 100-3-24, 100-3-25, AND 100-3-26, DEFINING A WELL, WELL DRILLER, AND WELL DRILLING AND REQUIRING WELL DRILLERS TO PROCURE PERMITS FROM THE STATE ENGINEER BEFORE DRILLING A WELL OR WELLS IN UTAH; REQUIRING THE STATE ENGINEER TO PROMULGATE RULES AND REGULATIONS FOR WELL DRILLING, REQUIRING PERMITTEES TO COMPLY THEREWITH, AND PRESCRIBING PENALTIES FOR FAILURE TO COMPLY WITH SUCH RULES AND REGULATIONS AND WITH THE STATUTES; AMENDING CHAPTER 5, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS 100-5-13, PROVIDING FOR AN EXTENSION OF TIME FOR FILING NOTICE OF CLAIM TO UNDERGROUND WATER, PROVIDING THAT NOTICES FILED AFTER MARCH 22, 1936, AND PRIOR TO THE ENACTMENT HEREOF, SHALL HAVE THE SAME FORCE AND EFFECT AS IF FILED IN TIME, AND PROVIDING FOR DISPOSITION AND USE OF FEES FOR FILING AND RECORDING SUCH NOTICES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 195 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 222*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 32, CHAPTER 46, LAWS OF UTAH, 1935, RELATING TO PAYMENT OF PROPERTY TAXES ON MOTOR VEHICLES BEFORE ISSUANCE OF LICENSE, AND RELATING TO PAYMENT OF SALES TAX ON MOTOR VEHICLES BEFORE ISSUANCE OF CERTIFICATE OF TITLE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 222 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 223*, by Committee on Revenue and Taxation, entitled, "AN ACT TO REGULATE THE BUSINESS OF SELLING USED MOTOR VEHICLES BY DEALERS NOT RESIDING IN OR HAVING A PERMANENT PLACE OF BUSINESS IN THE STATE OF UTAH, AND BY RESIDENT DEALERS PURCHASING, HANDLING, AND SELLING USED MOTOR VEHICLES RECEIVED OR ACQUIRED FROM NONRESIDENT DEALERS; REQUIRING ALL USED CARS BROUGHT INTO THE STATE FOR THE PURPOSE OF SALE TO BE REGISTERED WITH THE STATE TAX COMMISSION, ALL SUCH DEALERS TO EXECUTE AND DELIVER TO EACH PURCHASER OF A USED MOTOR VEHICLE A BOND INDEMNIFYING THE PURCHASER AGAINST FAILURE OF TITLE OR BREACH OF WARRANTY OR FRAUDULENT MISREPRESENTATIONS, AND THE DELIVERY OF A CERTIFICATE OF TITLE TO THE VENDEE; DEFINING TERMS; AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 223 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

On motion of Senator Huggins the Senate recessed until 8:00 p. m.

EVENING SESSION

The Senate reconvened at 8:00 p. m.

Roll Call—All Senators present.

COMMUNICATION FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 226*, by Mr. Marthakis, and Mr. Spence, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 65, LAWS OF UTAH, 1935, RELATING TO THE DEFINITION OF COMMON MOTOR CARRIER OF PROPERTY AND COMMON MOTOR CARRIER OF PASSENGERS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 226 was read the first time.

Senator Parratt moved that the rules be suspended and that we do now consider *H. B. No. 226*.

Motion carried.

H. B. No. 226 was read the second time.

H. B. No. 226 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Baker, Frischknecht, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Royle, Tanner, Thornton, Mr. President.

Those voting in the negative were: Senators Billings, Farr, Snow, Stewart.

Absent and not voting: Senators Griffin, Lamoreaux, Lindstrom, Peterson, Stevens.

SPECIAL ORDER

H. B. No. 71 on second reading.

On motion of Senator Stevens the bill was amended as follows:

Line 6, after the word "delinquency" insert "provided that the county commissioners of any county within this state may, at their discretion, enter into contract with any record owner providing for installment payments of such delinquencies in five equal installments with interest at the rate of three per cent per annum."

On motion of Senator Frischknecht the bill was amended as follows:

Lines 1 and 2 of the title and lines 1 and 2 of the bill, strike "1932, 1933, and 1934" and insert "1928 to 1934 inclusive".

Line 4, strike the last five words and insert "that have accrued for said years".

On motion of Senator Nelson the rules were suspended and *H. B. No. 71* was read the third time and placed on its final passage.

H. B. No. 71 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holmes, Hopkin, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lamoreaux, Lindstrom, Snow.

H. B. No. 71 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 31*, by Mr. Grover, entitled, "AN ACT REGULATING THE BUSINESS OF LAND VALUE INSURANCE, FIXING FEES, REQUIRING PAID UP CAPITAL, SURPLUS PROVIDING FOR DECREASE, MANNERS OF PAYMENT, AND DEPOSITS; REQUIRING CREATION, MAINTENANCE, EXTENT, REGULATION, DEPOSIT, INVESTMENT AND WITHDRAWAL OF RESERVE GUARANTEE FUND AND SUPPLEMENTAL RESERVE GUARANTEE FUND; PROVIDING FOR CAPITAL AND SURPLUS FUND AND INVESTMENT THEREOF; PERMITTING EXCHANGE OF SECURITIES LIMITING RIGHT TO RECEIVE OR MAKE DIVIDENDS OR HOLD REAL ESTATE; REQUIRING ACTUARIAL TABLES BE FILED, PREMIUM RATES APPROVED, AND FORMS OF POLICIES AND INTERIM CERTIFICATES BE SUBMITTED TO INSURANCE COMMISSIONER FOR APPROVAL; LIMITING AMOUNT OF INSURANCE; RELATING TO STATE APPRAISER, APPROVAL OF APPRAISAL, REPORTS AND STATEMENTS, TIME FOR MAKING INSTALLMENT PAYMENT OF PREMIUMS; AND PROVIDING SPECIAL TAX, AND PENALTY FOR VIOLATION OF ACT," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 31 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 78*, by Committee on Education, entitled, "AN ACT RELATING TO FEDERAL APPROPRIATIONS FOR VOCATIONAL EDUCATION, APPROPRIATING STATE FUNDS FOR VOCATIONAL EDUCATION, DESIGNATING THE STATE BOARD FOR VOCATIONAL EDUCATION AS ADMINISTRATING AGENCY, AND REPEALING ALL LAWS IN CONFLICT HEREWITH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 78 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 62*, by Mr. Peterson, entitled, "AN ACT PROVIDING FOR ADULT EDUCATION, AND THE ADMINISTRATION THEREOF, DEFINING DUTIES AND POWERS OF THE ADMINISTRATIVE AGENCIES, DESIGNATING WHO MAY ATTEND ADULT CLASSES, APPROPRIATING STATE MONEY TO THE ADULT EDUCATION FUND, APPORTIONING ADULT EDUCATION FUND, AUTHORIZING AND EMPOWERING THE GOVERNOR TO ACCEPT FEDERAL MONEY IN BEHALF OF THE STATE FOR ADULT EDUCATION, DEFINITION OF ADULT, REPEALING LAWS IN CONFLICT WITH THIS ACT," and the same is transmitted herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 62 was read the first time.

On motion of Senator Maw the rules were suspended and *H. B. No. 62* was read the second and third times and placed on its final passage.

On motion of Senator Baker the bill was amended as follows:

Page 1, line 6, after the last word insert "may raise and appropriate funds for adult education purposes, determine fees to be levied, if any, and".

Line 7, strike the word "and".

Page 2, line 2, strike the word "Schools" and insert the word "Program".

Line 4, strike the word "shall" and insert the word "may".

Line 19, strike the word "or" and insert the word "and".

Line 21, strike the words "of board".

Line 22, strike the word "free" and insert the word "open".

Line 25, after the word "board" insert "The district superintendent of schools may with the recommendation of an authorized representative of the county department of public welfare exempt any adult from the payment of any fees levied for participation in the adult education program."

Reinstate lines 27 to 30 to their original printed form.

Lines 29 and 30, strike the word "biennially" and insert the words "for the biennium ending June 30, 1939."

Line 29, strike the word "thirty" and insert "fifteen".

Page 3, line 1, starting with the word "The" strike the balance of the line.

Line 2, strike the line.

Line 28, strike "of teachers and other employees and" and insert "travel and other necessary".

Line 29, before the word "directors" insert "state".

Line 30, after the word "other" insert "state" also strike the word "schools" and insert "program".

Page 4, between lines 1 and 2, insert the following:

"All costs incident to the local administration and operation of the adult education program shall be paid by the district board of education. The district board of education shall submit such reports as the state board of education shall require for the administration of this act, whereupon the state board of education shall reimburse the local school districts from monies remaining in the adult education fund."

Line 3, strike the word "and".

H. B. No. 62 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Lamoreaux, Lindstrom, Lund, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Grover, Holbrook, Huggins, Nelson, Peterson, Mr. President.

H. B. No. 62 was returned to the House.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 107*, by Mr. Marthakis, Mr. Spence, and Mr. Poulsen, entitled, "AN ACT AMENDING SECTION 75-4-20, REVISED STATUTES OF UTAH, 1933, RELATING TO DONATIONS TO THE UNIVERSITY OF UTAH AND THE STATE AGRICULTURAL COLLEGE BY PROVIDING THAT DONATIONS MAY BE MADE TO SAID SCHOOLS FOR THE PURPOSE OF ERECTION OF BUILDINGS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 107 was read the first time.

On motion of Senator Frischknecht the rules were suspended and *H. B. No. 107* was read the second and third times and placed on its final passage.

On motion of Senator Griffin the bill was amended as follows:

Page 1, line 3, after the word "university" insert "of Utah or Utah State Agricultural College".

Line 9, after the word "University" insert "of Utah" and after the word "and" insert "Utah State".

H. B. No. 107 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Grover, Lamoreaux, Peterson, Tanner.

H. B. No. 107 was returned to the House.

REPORT OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling to which has been referred *S. B. No. 5*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 42-4-2 AND SECTION 42-4-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 33, LAWS OF UTAH, 1933, RELATING TO FIREMAN'S PENSION FUND, PROVIDING FOR DISTRIBUTION OF PART OF MONIES ASSESSED AND COLLECTED FROM FIRE INSURANCE AND LIFE INSURANCE COMPANIES

AND FOR ASSESSMENT OF SALARIES OF FIREMEN, LIMITING THE SIZE OF THE FIREMAN'S PENSION FUND, PROVIDING A SCHEDULE FOR PENSIONS FOR PARTIAL DISABILITY, PROVIDING FOR KEEPING RECORDS OF INJURIES, AND OUTLINING PROCEDURE FOR DETERMINING DEGREE OF DISABILITY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 5 was signed by the President in open session, in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 42*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 75-12-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 51, LAWS OF UTAH, 1933, PROVIDING FOR THE APPORTIONMENT OF THE STATE HIGH SCHOOL FUND," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 42 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 55*, by Mr. Nelson, entitled, "AN ACT TO AMEND SECTION 1 OF ARTICLE 1; SECTION 17 OF ARTICLE 2; SECTIONS 18 31, 36, 42, 45, 46, 48, 51, 56, AND 57 OF ARTICLE 3; SECTIONS 87, 88, 89 OF ARTICLE 6; SECTION 97 OF ARTICLE 8; SECTIONS 132, 133, 134, 135, 136, 138, 140, 147, 148, 149, AND 150 OF ARTICLE 11; SECTION 151 OF ARTICLE 12 AND SECTION 152 OF ARTICLE 13, CHAPTER 46, LAWS OF UTAH, 1935; AND TO ENACT NEW SECTIONS TO BE KNOWN AS SECTIONS 40-A, 150-A; RELATING TO MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS; PROVIDING FOR THE REGISTRATION THEREOF AND ISSUANCE OF CER-

TIFICATES OF TITLE AND REGISTRATION THEREFOR UPON PAYMENT OF CERTAIN FEES; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF MOTOR VEHICLE LAWS AND THE REGISTRATION OF MOTOR VEHICLES BY THE DEPARTMENT OF THE MOTOR VEHICLE DIVISION OF THE STATE TAX COMMISSION, AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS ACT, AND TO REPEAL SECTIONS 126 AND 127 OF ARTICLE 10, SECTIONS 141, 143, AND 144 OF ARTICLE 11, CHAPTER 46, LAWS OF UTAH, 1935, AND ALL ACTS IN CONFLICT THEREWITH," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 55 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your committee on Revision and Enrolling, to which has been referred *S. B. No. 118*, by Mr. Thornton, entitled, "AN ACT APPROPRIATING $15,000 TO THE UTAH SCHOOL FOR THE DEAF AND THE BLIND TO PURCHASE, REMODEL, EQUIP, FURNISH AND OTHERWISE PROVIDE A SITE AND BUILDING AT SALT LAKE CITY FOR THE INDUSTRIAL, EDUCATIONAL, RECREATIONAL, AND WELFARE USES OF THE ADULT BLIND OF UTAH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 118 was signed by the President in open session in the presence of the Senate and transmitted to the House for the signature of the Speaker.

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 123*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 14-5-1, 14-5-2, 14-5-3, 14-5-4, 14-5-5, 14-5-6, 14-5-7, 14-5-8, 14-5-9, 14-5-10, AND 14-5-11, REVISED STATUTES OF UTAH, 1933, RELATING TO PUBLIC AID FOR DEPENDENT MOTHERS,"

examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 123 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your committee on Revision and Enrolling, to which has been referred *S. B. No. 125,* by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-5-68, 19-5-69, 19-5-70, 19-5-71, 19-5-72, 19-5-73, 19-5-74, 19-5-75, 19-5-76, AND 19-5-77, REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY COMMISSIONERS," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 125 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 10, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred S. B. No. *126,* by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 1 AND 2, CHAPTER 70, LAWS OF UTAH, 1935, RELATING TO THE ADMINISTRATION OF EMERGENCY RELIEF IN AID OF DESTITUTE RESIDENTS OF THE STATE," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 126 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 192*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-55, 80-5-56, AND 80-5-57, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ASSESSMENT OF MINES; ENACTING NEW SECTIONS IMPOSING AN OCCUPATION TAX ON ALL ENGAGED IN THE BUSINESS OF MINING OR PRODUCING METALLIFEROUS ORES; PROVIDING FOR THE COLLECTION AND DISPOSITION OF SUCH OCCUPATION TAX; FIXING THE TIME IN WHICH AN ACTION FOR THE COLLECTION THEREOF MAY BE COMMENCED; FIXING THE DUTIES OF THE STATE TAX COMMISSION; MAKING IT A CRIME AND FIXING PENALTIES FOR MAKING FALSE STATEMENTS FOR THE PURPOSE OF EVADING THE PAYMENT OF THE TAX," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 192 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your committee on Revision and Enrolling, to which has been referred *S. B. No. 217*, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 76-1-1, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 63, LAWS OF UTAH, 1935, AND SECTION 2, CHAPTER 63, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT OF MEMBERS OF THE PUBLIC SERVICE COMMISSION, THEIR POWER TO SUE AND BE SUED, AND FOR TERMINATION OF TERMS OF PRESENT COMMISSIONERS," examined by this Committee and a like Committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 217 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 4,* by Mr. Maw, entitled, "AN ACT AMENDING SECTION 21, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 92, LAWS OF UTAH, 1935, RELATING TO THE DISPOSITION OF REVENUE DERIVED FROM THE TAX IMPOSED UPON CERTAIN SALES, AND MAKING UP DEFICIENCIES IN CERTAIN DISTRICT SCHOOL AND EQUALIZATION FUNDS AND PROVIDING THAT A PORTION OF THE REVENUE FROM THE TAX IMPOSED UPON CERTAIN SALES BE APPROPRIATED TO THE OLD AGE ASSISTANCE FUND, AND TO THE GOVERNOR FOR BUILDING PURPOSES AND TO SUPPLANT LOSSES INCURRED FROM THE APPLICATION OF HOMESTEAD AND PERSONAL PROPERTY TAX EXEMPTION," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 4 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day receded from its amendments to *S. B. No. 73,* by Mr. Holbrook, and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 73 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 94,* by Mr. Nelson, entitled, "AN ACT GIVING TO THE STATE BOARD OF AGRICULTURE POWERS UPON PETITION OF CERTAIN GROUPS INTERESTED IN THE PRODUCTION, DISTRIBUTION, AND CONSUMPTION OF MARKET MILK; TO CREATE MARKET AREAS; PROVIDE ADMINISTRATIVE AGENCIES IN SAID MARKET AREAS; PROVIDE FOR FAIR TRADE PRACTICES AND

THE CONTROL OF SURPLUS MILK; LICENSING OF PRODUCERS, DISTRIBUTORS, AND MILK DEALERS IN THE MARKET AREAS; PROVIDING FOR MINIMUM MARKET PRICES FOR MARKET MILK AND MILK PRODUCTS, AND PROVIDING A PROCEDURE WHEREBY SAID POWERS MAY BE EXERCISED," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 94 was referred to the Committee on Revision and Enrolling to be enrolled an engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 120,* entitled, "AN ACT CONSENTING TO THE ACQUISITION BY THE UNITED STATES OF PRIVATE LANDS FOR THE ESTABLISHMENT AND MAINTENANCE OF THE FISH SPRINGS MIGRATORY BIRD SANCTUARY AND SUBJECTING THE RESERVATION OF COAL AND OTHER MINERALS IN STATE LANDS WITHIN THE SAME TO THE RULES AND REGULATIONS OF SUCH SANCTUARY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 120 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 171,* by Mr. Royle, on request, entitled, "AN ACT TO AMEND SECTION 80-0-5, REVISED STATUTES OF UTAH, 1933, RELATING TO FORM AND TIME AND PLACE OF PAYMENT OF BONDS TO BE ISSUED BY A COUNTY, MUNICIPALITY, SCHOOL DISTRICT, OR OTHER TAXING UNIT OF THE STATE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 171 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 182,* by Mrs. Lund, entitled, "AN ACT AMENDING SECTIONS 1, 2, 3, 4, AND 6, CHAPTER 72, LAWS OF UTAH, 1935, RELATING TO THE STATE SELF-HELP COOPERATIVE BOARD, ITS MEMBERSHIP, DUTIES, OFFICERS, AND ASSISTANTS; THE APPOINTMENT, REMOVAL AND QUALIFICATIONS OF A DIRECTOR, THE PRODUCTION AND EXCHANGE OF GOODS AND SERVICES BY COOPERATIVE SELF-HELP ASSOCIATIONS; PROVIDING FOR AN APPROPRIATION; AND REPEALING SECTION 5, CHAPTER 72, LAWS OF UTAH, 1935," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 182 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 219,* by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE ACQUISITION, CONSTRUCTION, OPERATION, AND REGULATION OF AIRPORTS AND OTHER NAVIGATION FACILITIES; DECLARING THE OWNERSHIP AND OPERATION OF AIRPORTS TO BE A PUBLIC, GOVERNMENTAL, AND MUNICIPAL PURPOSE; PROVIDING THE RIGHT OF CONDEMNATION FOR AIRPORT PURPOSES BY CITIES AND OTHER POLITICAL SUBDIVISIONS; PROVIDING FOR THE ISSUANCE OF BONDS AND FOR THE LEVYING OF TAXES FOR SUCH PURPOSES; AND EXTENDING POLICE REGULATIONS TO SUCH PUBLIC AIRPORTS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 219 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and

House, *S. B. No. 220,* by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE REGULATION OF AERONAUTICS WITHIN THIS STATE, FOR UNIFORMITY IN CERTAIN REGARDS WITH FEDERAL LAWS REGULATING AERONAUTICS, AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Farr the Senate concurred in the House amendments.

S. B. No. 220 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lamoreaux, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Peterson, Stewart, Tanner.

S. B. No. 220 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 221,* by Mr. Farr, entitled, "AN ACT TO AMEND SECTION 57-12-9, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 42, LAWS OF UTAH, 1933, RELATING TO TAX ON MOTOR FUELS PAYABLE MONTHLY, DISTRIBUTION OF RECEIPTS, AND TO PROVIDE FOR AN AERONAUTIC FUND TO BE EXPENDED ON PUBLICLY OWNED AIRPORTS, ADJACENT ROADS, AND EXPENSES OF ADMINISTRATION," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 221 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

No. 248, by Mr. Thornton, Mr. Farr, and Mr. Grover, entitled, "AN ACT PERMITTING THE BOARD OF COUNTY COMMISSIONERS OF EACH COUNTY IN THE STATE HAVING MORE THAN ONE REPRESENTATIVE IN THE HOUSE OF REPRESENTATIVES OF THE STATE LEGISLATURE TO DIVIDE THE COUNTY INTO REPRESENTATIVE DISTRICTS AND TO NUMBER THE SAME, AND PROVIDING THAT THE LAWS RELATING TO NOMINATIONS AND ELECTIONS SHALL APPLY TO THE NEW DISTRICTS IN LIKE MANNER AS THEY DO THE OLD," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 248 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 252*, by Committee on Revenue and Taxation, entitled, "AN ACT TO AMEND SECTION 80-13-6, REVISED STATUTES OF UTAH, 1933, RELATING TO AND DEFINING GROSS INCOME OF CORPORATIONS, AND PROVIDING WHAT ITEMS SHALL BE EXCLUDED THEREFROM IN DETERMINING TAXABLE NET INCOME UNDER THE CORPORATE FRANCHISE TAX," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 252 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 72*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 76, 77, 84, 86, 89, 90, 103, AND 104, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO BONDS OF PERSONS LICENSED UNDER THE LIQUOR CONTROL ACT, TERM OF LICENSES AND AMOUNT OF LICENSE FEE; QUALIFICATIONS AND CERTIFICATION OF PERSONS LICENSED TO SELL LIGHT BEER, AUTHORITY TO GRANT AND KIND OF SUCH LICENSE, CONTENTS OF LABELS, MANNER OF

AFFIXING STAMPS TO CONTAINERS OF BEER, AND CONSUMPTION OF BEER ON LICENSED PREMISES; AND REPEALING SECTION 91, CHAPTER 43, LAWS OF UTAH, 1935," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

Senator Holbrook moved that the Senate refuse to concur in the House amendments.

Senator Grover, with the aid of four Senators, requested a roll call on the motion.

The motion was carried on the following roll call:

Yeas, 14; Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Holbrook, Hopkin, Huggins, Lund, Parratt, Peterson, Royle, Snow, Stevens, Thornton, Mr. President.

Those voting in the negative were: Senators Baker, Griffin, Grover, Holmes, Lamoreaux, Lindstrom, Nelson, Stewart.

Absent and not voting Senator Tanner.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 79*, by Mr. Granger, entitled, "AN ACT AMENDING SECTION 3-5-8, REVISED STATUTES OF UTAH, 1933, AND SECTION 3-5-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 1, LAWS OF UTAH, 1933, PERTAINING TO LIVESTOCK; RELATING TO MARKS AND BRANDS AND PROVIDING FOR BRAND INSPECTION, AFFIDAVIT FOR TEMPORARY REMOVAL; INSPECTION FEE; AND PROHIBITING USE OF UNRECORDED BRANDS," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 79 was read the first time and referred to the Committee on Agriculture and Irrigation.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 182*, by Mr. Poulsen and Miss Garff, entitled, "AN ACT CREATING A PERMANENT INVESTIGATING COMMITTEE OF

THE LEGISLATURE, PROVIDING WHO SHALL BE MEMBERS THEREOF, DEFINING ITS DUTIES, AND PROVIDING THAT NO COMPENSATION, EXCEPT EXPENSE, SHALL BE PAID TO COMMITTEE MEMBERS," and the same is transmitted herewith for your action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 182 was read the first time and referred to the Committee on State and Municipal Affairs.

On motion of Senator Snow the enacting clause was stricken on *S. B. No. 37*.

COMMUNICATION FROM THE GOVERNOR

March 11, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBERS OF THE UTAH WATER STORAGE COMMISSION:

To serve for a term of two years, pursuant to Section 100-6-1, Revised Statutes of Utah, 1933.

William R. Wallace	Salt Lake City
Joseph A. Anderson	Salt Lake City
Leon P. Christensen	Vernal
Herbert J. Barnes	Kaysville
Jacob A. Kahn	Salt Lake City
William Peterson	Logan
J. W. Gillman	Orem
Ellis J. Pickett	St. George
John M. Knighton	Gunnison
George F. Stallings	Ogden
H. W. Ballard, Jr.	Smithfield

FOR MEMBERS OF THE BOARD OF DIRECTORS OF THE UTAH STATE FAIR ASSOCIATION:

To serve for a term of four years, pursuant to Sections 85-4-2 and 85-4-3, Revised Statutes of Utah, 1933.

William C. Winder	Salt Lake City
A. G. Mackenzie	Salt Lake City
Charles H. Smith	Centerville
William J. Cowan	Salt Lake City
Dr. R. C. Swalberg	Spanish Fork
Mrs. Lavina Fugal	Pleasant Grove

FOR MEMBERS STATE BOARD OF CORRECTION:

Pursuant to Senate Bill No. 199, by Mr. Maw, enacted by the Twenty-second Legislature, and entitled "An Act to amend Section 85-9-2, Revised Statutes of Utah, 1933, relating to the government and control of the State Prison and its affairs placed in a Board of Correction, appointment of its members, and term of office."

To serve for a term of two years, ending April 1, 1939:
S. W. Stewart.....Salt Lake City

To serve for a term of four years, ending April 1, 1941:
Robert Lynch .....Salt Lake City

To serve for a term of six years, ending April 1, 1943:
Herbert A. Snow.....Salt Lake City

FOR MEMBERS OF THE STATE BOARD OF PUBLIC WELFARE:

Pursuant to Chapter 69, Laws of Utah, 1935. To serve for a term of four years ending April 1, 1941.

Beverly Clendenin .....Salt Lake City
Hugo B. Anderson.....Salt Lake City
D. W. Parratt.....Salt Lake City

Respectfully submitted,

HENRY H. BLOOD,
Governor.

On motion of Senator Parratt the Senate resolved itself into Executive Session.

On motion of Senator Parratt the Executive Session dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointments of the Governor:

FOR COMMISSIONER OF AGRICULTURE:

To serve for a term of four years, pursuant to Section 3-1-9, Revised Statutes of Utah, 1933.

David F. Smith.....Salt Lake City

FOR MEMBERS OF THE UTAH WATER STORAGE COMMISSION:

To serve for a term of two years, pursuant to Section 100-6-1, Revised Statutes of Utah, 1933.

William R. Wallace.....Salt Lake City
Joseph A. Anderson.....Salt Lake City
Leon P. Christensen .....Vernal
Herbert J. Barnes .....Kaysville
Jacob A. Kahn.....Salt Lake City

William Peterson ..... Logan
J. W. Gillman ..... Orem
Ellis J. Pickett ..... St. George
John M. Knighton ..... Gunnison
George F. Stallings ..... Ogden
H. W. Ballard, Jr. ..... Smithfield

FOR MEMBERS OF THE BOARD OF DIRECTORS OF THE UTAH STATE FAIR ASSOCIATION:

To serve for a term of four years, pursuant to Sections 85-4-2 and 85-4-3, Revised Statutes of Utah, 1933.

William C. Winder ..... Salt Lake City
A. G. Mackenzie ..... Salt Lake City
Charles H. Smith ..... Centerville
William J. Cowan ..... Salt Lake City
Dr. R. C. Swalberg ..... Spanish Fork
Mrs. Lavina Fugal ..... Pleasant Grove

FOR MEMBERS STATE BOARD OF CORRECTION:

Pursuant to Senate Bill No. 199, by Mr. Maw, enacted by the Twenty-second Legislature, and entitled "An Act to amend Section 85-9-2, Revised Statutes of Utah, 1933, relating to the government and control of the State Prison and its affairs placed in a Board of Correction, appointment of its members, and term of office."

To serve for a term of two years, ending April 1, 1939:
S. W. Stewart ..... Salt Lake City

To serve for a term of four years, ending April 1, 1941:
Robert Lynch ..... Salt Lake City

To serve for a term of six years, ending April 1, 1943:
Herbert A. Snow ..... Salt Lake City

FOR MEMBERS OF THE STATE BOARD OF PUBLIC WELFARE:

Pursuant to Chapter 69, Laws of Utah, 1935. To serve for a term of four years ending April 1, 1941.

Beverly Clendenin ..... Salt Lake City
Hugo B. Anderson ..... Salt Lake City
D. W. Parratt ..... Salt Lake City

Motion carried.

Senator Huggins moved to suspend Senate Rule No. 104.

Motion carried.

S. B. No. 257 By Mr. Farr

AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1937, AND ENDING JUNE 30, 1939; CONFERRING CERTAIN POWERS ON THE GOVERNOR RELATING THERETO; REQUIRING REPORTS FROM STATE OFFICERS; FORBIDDING DEFICITS; AND RESTRICTING OUT-OF-STATE TRAVEL, was read the first time.

S. B. No. 258 By Mr. Farr

AN ACT TO PROVIDE REVENUE FOR THE SUPPORT OF THE GOVERNMENT OF THE STATE, AND FOR HIGH SCHOOL PURPOSES, FOR THE FISCAL YEARS OF 1937 AND 1938, was read the first time.

Senator Huggins moved that all rules to the contrary be suspended and that the Senate do now consider *S. B. Nos. 257* and *258*.

Motion carried.

S. B. No. 257 was read the second time.

Senator Huggins moved to amend the bill by inserting the enacting clause and the body of *H. B. No. 250*.

Motion carried.

S. B. No. 257 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Baker, Grover, Lamoreaux, Lindstrom, Parratt, Peterson, Tanner.

On motion of Senator Holbrook *S. B. No. 257* was referred to the Committee on Appropriations and Claims.

S. B. No. 258 was read the second time.

Senator Huggins moved to amend the bill by inserting the enacting clause and the body of *H. B. No. 251*.

Motion carried.

On motion of Senator Huggins the bill was amended as follows:

Line 6, strike the "s" on the word "dollars".

On motion of Senator Holbrook the bill was amended as follows:

Lines 1, 11 and 16, strike the sub-headings.

S. B. No. 258 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Royle, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Baker, Grover, Lamoreaux, Lindstrom, Parratt, Peterson, Tanner, Thornton.

On motion of Senator Holbrook *S. B. No. 258* was referred to the Committee on Appropriations and Claims.

On motion of Senator Huggins the enacting clause was stricken on *H. B. No. 226.*

CONSIDERATION OF BILLS ON SECOND READING

H. J. R. No. 13 was read the second time.

On motion of Senator Huggins the bill was amended as follows:

Line 1 of the title and line 1 of the bill, strike the numerals "IV" and insert "VI".

On motion of Senator Snow the bill was amended as follows:

Strike lines 3 to 9 inclusive and insert the following in lieu thereof:

"Section 16. No regular session of the Legislature ( ) shall exceed sixty days, except in cases of impeachment. No special session shall exceed thirty days and in such special session, or when a regular session of the Legislature trying cases of impeachment exceed sixty days the members shall receive for compensation only the usual per diem and mileage. *All regular sessions of the Legislature, except in cases of impeachment, shall continue for thirty days, whereupon recess must be taken for not less than thirty days. On the reassembling of the Legislature no bill shall be introduced in either house without the consent of three-fourths of the members thereof, nor shall more than two bills be introduced by any one member after such reassembling. During such recess the members shall receive the usual per diem and mileage."*

On motion of Senator Hopkin the bill was amended as follows:

Line 10 of the amendment, place a period after the word "thereof" and strike the balance of the section.

On motion of Senator Parratt the bill was amended as follows:

Line 7 of the amendment, strike the word "less" and insert the word "more".

On motion of Senator Peterson the bill was amended as follows:

Lines 2 and 4 of the amendment, strike the word "sixty" and insert the word "ninety".

H. J. R. No. 13 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Farr, Holbrook, Lamoreaux, Lindstrom, Royle, Thornton.

COMMUNICATION FROM THE GOVERNOR

March 11, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBERS OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Section 76-1-1, Revised Statutes of Utah, 1933, as amended by Chapter 63, Laws of Utah, 1935.

To serve for a term ending April 1, 1939:
Joseph S. Snow.....St. George

To serve for a term ending April 1, 1941:
Thomas E. McKay.....Huntsville

To serve for a term ending April 1, 1943:
E. E. Corfman.....Salt Lake City

Respectfully submitted,

HENRY H. BLOOD,
Governor.

On motion of Senator Parratt the Senate resolved itself into Executive Session.

On motion of Senator Huggins the Executive Session was dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointment of the Governor:

FOR MEMBER OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Chapter 63, Laws of Utah, 1935:
To serve for a term ending April 1, 1937:

Joseph S. Snow.....St. George

Motion carried.

Senator Parratt moved that the rules be suspended and that the Senate do not advise and consent to the following appointments of the Governor:

FOR MEMBERS OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Section 76-1-1, Revised Statutes of Utah, 1933, as amended by Chapter 63, Laws of Utah, 1935.

To serve for a term ending April 1, 1939:
Joseph S. Snow.....St. George

To serve for a term ending April 1, 1941:
Thomas E. McKay.....Huntsville

To serve for a term ending April 1, 1943:
E. E. Corfman.....Salt Lake City

Motion carried.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 52* by Mrs. Lund, entitled, "AN ACT CREATING THE UTAH STATE INSTITUTE OF FINE ARTS, DEFINING THE SCOPE THEREOF, DEFINING THE RIGHTS, POWERS, PRIVILEGES, AND DUTIES OF THE BODY, PROVIDING FOR MEMBERSHIP AND FOR A GOVERNING BOARD, AND REPEALING SECTIONS 85-2-1, 85-2-2, 85-2-3, 85-2-4, 85-2-5, 85-2-6, 85-2-7, 85-2-8, 85-2-9, 85-2-10, 85-2-11, 85-2-12, 85-2-13, 85-2-14, 85-2-15, AND 85-2-16, REVISED STATUTES OF UTAH, 1933," examined by this committee and a ilke committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 52 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 69*, by Mr. Huggins, entitled, "AN ACT TO ESTABLISH THE UTAH STATE TUBERCULOSIS SANATORIUM; TO PROVIDE FOR THE ESTABLISHMENT, EQUIPPING, AND OPERATING OF A TUBERCULOSIS, SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS, SILICOSIS, AND OTHER KINDRED DISEASES; TO PROVIDE FOR THE LOCATION AND ACQUIRING OF A SITE

THEREFOR, FOR THE MANAGEMENT AND CONTROL THEREOF, AND THE ADMISSION OF PATIENTS THERETO," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 69 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 73* by Mr. Holbrook, entitled, "AN ACT APPROPRIATING REVENUES ACCRUING TO THE LIQUOR CONTROL FUND," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 73 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 78*, by the Committee on Education, entitled, "AN ACT RELATING TO FEDERAL APPROPRIATIONS FOR VOCATIONAL EDUCATION, APPROPRIATING STATE FUNDS FOR VOCATIONAL EDUCATION, DESIGNATING THE STATE BOARD FOR VOCATIONAL EDUCATION AS ADMINISTRATING AGENCY, AND REPEALING ALL LAWS IN CONFLICT HEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 78 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 114*, by Mr. Stevens, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE CENTRAL UTAH WATER COMPANY, A UTAH CORPORATION, CERTAIN WATER RIGHTS, RESERVOIRS, INTEREST IN RESERVOIRS, RESERVOIR RIGHTS, LATERALS, CANALS, DITCHES, AND EASEMENTS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 114 was signed by the president in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 115*, by Mr. Frischknecht, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PIUTE RESERVOIR AND IRRIGATION COMPANY, A CORPORATION, CERTAIN LANDS, WATER RIGHTS, RESERVOIR RIGHTS, CANALS, LATERALS, AND EASEMENTS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 115 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 124*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-12-1, 19-12-2, 19-12-3, 19-12-4, 19-12-5, 19-12-6, 19-12-7, 19-12-8, 19-12-9, 19-12-10, 19-12-11, 19-12-12, 19-12-13, 19-12-14, 19-12-15,

19-12-16, 19-12-17, AND 19-12-18, REVISED STATUTES OF UTAH, 1933, RELATING TO OLD AGE PENSIONS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 124 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 175*, by Mr. Lindstrom, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PRICE RIVER WATER CONSERVATION DISTRICT, A PUBLIC CORPORATION, CERTAIN WATER RIGHTS, LATERALS, CANALS, DITCHES, TUNNELS, EASEMENTS, DIVERSION DAMS, HEADGATES, FLUMES, AND RIGHTS OF WAY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 175 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 185*, by Mr. Holbrook, entitled, "AN ACT IMPOSING AN EXCISE TAX ON THE STORAGE, USE, OR OTHER CONSUMPTION IN THIS STATE OF TANGIBLE PERSONAL PROPERTY, PROVIDING FOR THE REGISTRATION OF RETAILERS, PROVIDING FOR THE ASCERTAINING, LEVYING, ASSESSING, COLLECTING, PAYING, AND DISPOSING OF SUCH TAX, AND PRESCRIBING PENALTIES FOR VIOLATIONS OF THE PROVISIONS HEREOF," examined by this committee and a like committee from the House,

has carefully compared the bills as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 185 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 248*, by Mr. Thornton, Mr. Farr, and Mr. Grover, entitled, "AN ACT PERMITTING THE BOARD OF COUNTY COMMISSIONERS OF EACH COUNTY IN THE STATE HAVING MORE THAN ONE REPRESENTATIVE IN THE HOUSE OF REPRESENTATIVES OF THE STATE LEGISLATURE TO DIVIDE THE COUNTY INTO REPRESENTATIVE DISTRICTS AND TO NUMBER THE SAME, AND PROVIDING THAT THE LAWS RELATING TO NOMINATIONS AND ELECTIONS SHALL APPLY TO THE NEW DISTRICTS IN LIKE MANNER AS THEY DO TO THE OLD," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 248 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 252* by Committee on Revenue and Taxation, entitled, "AN ACT TO AMEND SECTION 80-13-6, REVISED STATUTES OF UTAH, 1933, RELATING TO AND DEFINING GROSS INCOME OF CORPORATIONS, AND PROVIDING WHAT ITEMS SHALL BE EXCLUDED THEREFROM IN DETERMINING TAXABLE NET INCOME UNDER THE CORPORATE FRANCHISE TAX," examined by this committee and a like committee from the House, has carefully com-

pared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 252 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in the Senate amendments and requests the Senate to recede and in case the Senate does not recede the Speaker has appointed the following Conference Committee, Representatives Holbrook, Wood and Lawrence Johnson, to meet with a like committee from the Senate to consider *H. B. No. 71,* by Mr. Holbrook.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The Senate refused to recede from its position and the President appointed a Conference Committee consisting of Senators Stevens, Farr and Frischknecht to act with a like committee from the House to consider amendments to *H. B. No. 71.*

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 5,* by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 42-4-2 AND SECTION 42-4-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 33, LAWS OF UTAH, 1933, RELATING TO FIREMAN'S PENSION FUND, PROVIDING FOR DISTRIBUTION OF PART OF MONIES ASSESSED AND COLLECTED FROM FIRE INSURANCE AND LIFE INSURANCE COMPANIES AND FOR ASSESMENT OF SALARIES OF FIREMEN, LIMITING THE SIZE OF THE FIREMAN'S PENSION FUND, PROVIDING A SCHEDULE FOR PENSIONS FOR PARTIAL DISABILITY, PROVIDING FOR KEEPING RECORDS OF INJURIES, AND OUTLINING PROCEDURE FOR

DETERMINING DEGREE OF DISABILITY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 5 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 42*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 75-12-5, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 51, LAWS OF UTAH, 1933, PROVIDING FOR THE APPORTIONMENT OF THE STATE HIGH SCHOOL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 42 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 118*, by Mr. Thornton, entitled, "AN ACT APPROPRIATING $15,000 TO THE UTAH SCHOOL FOR THE DEAF AND BLIND TO PURCHASE, REMODEL, EQUIP, FURNISH, AND OTHERWISE PROVIDE A SITE AND BUILDING AT SALT LAKE CITY FOR THE INDUSTRIAL, EDUCATIONAL, RECREATIONAL, AND WELFARE USES OF THE ADULT BLIND OF UTAH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 118 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 125*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-5-68, 19-5-70, 19-5-71, 19-5-72, 19-5-73, 19-5-74, 19-5-75, 19-5-76, AND 19-5-77,

REVISED STATUTES OF UTAH, 1933, RELATING TO COUNTY COMMISSIONERS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 125 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 217*, by Mr. Lamoreaux, entitled, "AN ACT AMENDING SECTION 76-1-1, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 63, LAWS OF UTAH, 1935, AND SECTION 2, CHAPTER 63, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT OF MEMBERS OF THE PUBLIC SERVICE COMMISSION, THEIR POWER TO SUE AND BE SUED, AND FOR TERMINATION OF TERMS OF PRESENT COMMISSIONERS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 217 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 55*, by Mr. Nelson, entitled, "AN ACT TO AMEND SECTION 1 OF ARTICLE 1; SECTION 17 OF ARTICLE 2; SECTIONS 18, 31, 36, 42, 45, 46, 48, 51, 56, AND 57 OF ARTICLE 3; SECTIONS 87, 88, 89, OF ARTICLE 6; SECTION 97 OF ARTICLE 8; SECTIONS 132, 133, 134, 135, 136, 138, 140, 147, 148, 149, AND 150 OF ARTICLE 11; SECTION 151 OF ARTICLE 12 AND SECTION 152 OF ARTICLE 13, CHAPTER 46, LAWS OF UTAH, 1935; AND TO ENACT NEW SECTIONS TO BE KNOWN AS SECTIONS 40-A, 150-A; RELATING TO MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS; PROVIDING FOR THE REGISTRATION THEREOF AND ISSUANCE OF CERTIFICATES OF TITLE AND REGISTRATION THEREFOR UPON PAYMENT OF CERTAIN FEES; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF MOTOR VEHICLE LAWS AND THE REGISTRATION OF MOTOR VEHICLES BY THE DE-

PARTMENT OF THE MOTOR VEHICLE DIVISION OF THE STATE TAX COMMISSION, AND IMPOSING PENALTIES FOR VIOLATIONS OF THIS ACT, AND TO REPEAL SECTIONS 126 AND 127 OF ARTICLE 10, SECTIONS 141, 143, AND 144 OF ARTICLE 11, CHAPTER 46, LAWS OF UTAH, 1935, AND ALL ACTS IN CONFLICT THEREWITH," and the same is forwarded herewith for transmission to the governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 55 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 123*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 14-5-1, 14-5-2, 14-5-3, 14-5-4, 14-5-5, 14-5-6, 14-5-7, 14-5-8, 14-5-9, 14–5–10, AND 14-5-11, REVISED STATUTES OF UTAH, 1933, RELATING TO PUBLIC AID FOR DEPENDENT MOTHERS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 123 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 126*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 1 AND 2, CHAPTER 70, LAWS OF UTAH, 1935, RELATING TO THE ADMINISTRATION OF EMERGENCY RELIEF IN AID OF DESTITUTE RESIDENTS OF THE STATE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 126 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 192*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-55, 80-5-56, AND 80-5-57, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ASSESSMENT OF MINES; ENACTING NEW SECTIONS IMPOSING AN OCCUPATION TAX ON ALL ENGAGED IN THE BUSINESS OF MINING OR PRODUCING METALLIFEROUS ORES; PROVIDING FOR THE COLLECTION AND DISPOSITION OF SUCH OCCUPATION TAX; FIXING THE TIME IN WHICH AN ACTION FOR THE COLLECTION THEREOF MAY BE COMMENCED; FIXING THE DUTIES OF THE STATE TAX COMMISSION; MAKING IT A CRIME AND FIXING PENALTIES FOR MAKING FALSE STATEMENTS FOR THE PURPOSE OF EVADING THE PAYMENT OF THE TAX," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 192 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 71*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 5, 6, 11, 12, 26, 73, 126, 152, 165, 168, 172, 181, 189, 195, 196 AND 199, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO APPOINTMENT AND SALARIES AND PRESCRIBING DUTIES OF LIQUOR CONTROL COMMISSIONERS; DIVISION OF WORK AND SELECTION OF EMPLOYEES OF COMMISSION; OWNERSHIP OF PROPERTY AND ASSETS; PAYMENT OF EXPENSES AND REMITTING NET PROFITS TO STATE TREASURER QUARTERLY; PAYMENT FOR SERVICES OF STATE CHEMIST, LICENSING DISTILLERS OF ALCOHOL AND LIQUOR AND MANUFACTURERS OF WINE; DRINKING AND DRUNKENNESS IN PUBLIC PLACES; SEARCH WITHOUT WARRANT; PROCEDURE AFTER SEIZURES; DESTRUCTION OF CONFISCATED ALCOHOLIC BEVERAGES; PROOF OF SALE; PROCEDURE WHERE PERSISTENT VIOLATION IS CHARGED; AND RIGHT OF APPEAL IN COMMISSION; AND PROVIDING PENALTIES FOR ISSUING OR FURNISHING LIQUOR ON FALSE PERMITS; AND DECLARING PROPERTY USED IN CONNECTION WITH VIOLATIONS A NUISANCE AND PROVIDING FOR ABATE-

MENT THEREOF; AND CREATING A FUND FOR EDUCATIONAL PURPOSES AND REPEALING SECTIONS 15, 16, 17, 117, AND 171, CHAPTER 43, LAWS OF UTAH, 1935," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 71 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to infrom your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 253*, by Mr. Maw, entitled, "AN ACT AMENDING SECTIONS 105-25-1, 105-25-2, 105-25-15, AND 105-25-17, AS ENACTED BY CHAPTER 122, LAWS OF UTAH, 1935, AND SECTION 105-49-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 134, LAWS OF UTAH, 1935, RELATING TO PLEAS TO AN INDICTMENT OR INFORMATION; FIXING PROCEDURE UPON PLEAS AND UPON A VERDICT OF NOT GUILTY BY REASON OF INSANITY AND WHERE AN INSANE PERSON IS SUBJECT TO A CRIMINAL CHARGE AND WHERE A DEFENDANT GIVES NOTICE OF A PROPOSED DEFENSE OF INSANITY; AND ENACTING NEW SECTIONS REQUIRING A DEFENDANT TO GIVE NOTICE OF A PROPOSED DEFENSE OF INSANITY, AND PROVIDING THAT PENDING PROSECUTIONS SHALL NOT BE AFFECTED BY THIS ACT," and the same is returned herewith for your further action.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 253 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 127*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTION 2, CHAPTER 88, LAWS OF UTAH, 1935, RELATING TO TAX UPON ESTATES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk

Communication filed.

S. B. No. 127 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 62*, by Mr. Peterson.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 107*, by Mr. Marthakis, Mr. Spence and Mr. Poulson.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 112*, by Mr. Selvin.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Granger, Mrs. Jacob, and Mr. Brewster, to act with a like committee from the Senate to consider *S. B. No. 129*, by Mr. Lindstrom.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed a Conference Committee consisting of Senators Grover, Lindstrom and Nelson to act with a like committee from the House to consider amendments to *S. B. No. 129*.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Mr. Granger, Mrs. Jacob, and Mr. Brewster, to act with a like committee from the Senate to consider *S. B. No. 128*, by Mr. Lindstrom.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed a Conference Committee consisting of Senators Grover, Lindstrom and Nelson to act with a like committee from the House to consider amendments to *S. B. No. 128.*

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendments to *S. B. No. 72,* by Mr. Holbrook, and has appointed a conference committee consisting of Representatives T. W. Jensen, Mr. Kent, and Mr. Spence to act with a like committee from the Senate on this bill.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

The President appointed a Conference Committee consisting of Senators Holbrook, Grover and Thornton to act with a like committee from the House to consider amendments to *S. B. No. 72.*

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 200* by Mrs. Jacob.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. R. No. 7,* by Mr. Peterson.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. M. No. 6,* by Mr. Spence, Mr. Marthakis, Miss Garff.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 27,* by Mr. Hadley.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 20*, by Mr. Bennion, entitled, "AN ACT AMENDING SECTION 80-7-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS OF THE COUNTY BOARD OF EQUALIZATION, TO ELIMINATE THE PROVISIONS FOR THE ABATEMENT OF TAXES OF ANY INDIGENT PERSONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 20 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 43*, by Mr. Taylor, entitled, "AN ACT RELATING TO THE ESCHEAT TO THE STATE OF ALL UNCLAIMED DIVIDENDS OF UTAH CORPORATIONS AND ALL ASSETS OF UTAH CORPORATIONS, HAVING BEEN ORDERED DISTRIBUTED BY DECREE OF COURT, AND PROVIDING METHOD OF PROCEDURE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 43 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 73*, by Mr. Twitchell, Mr. Bennion, entitled, "AN ACT AMENDING SECTIONS 86-1-1, 86-1-2, REVISED STATUTES OF UTAH, 1933, REPEALING 86-1-3, ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 3 AND 3 (a), RELATING TO THE STATE LAND BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 73 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 95*, by Judiciary Committee, entitled, "AN ACT AMENDING SECTION 105-11-1, REVISED STATUTES OF UTAH, 1933, RELATING TO THE CONTENTS OF COMPLAINTS BEFORE MAGISTRATES AND PROVIDING THAT IN CASES OF PUBLIC OFFENSES TRIABLE UPON INFORMATION, INDICTMENT OR ACCUSATION, THE COMPLAINT, BILL OF PARTICULARS AND ALL PROCEEDINGS AND MATTERS IN RELATION THERETO SHALL CONFORM TO AND BE GOVERNED BY THE PROVISIONS OF THE NEW CHAPTERS 21 AND 23 OF TITLE 105, REVISED STATUTES OF UTAH, 1933, AS ENACTED BY CHAPTER 118, LAWS OF UTAH, 1935," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 95 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 92*, by Judiciary Committee, entitled, "AN ACT AMENDING SECTIONS 103-43-3 AND 103-43-6, REVISED STATUTES OF UTAH, 1933, RELATING TO PERJURY," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 92 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate,

S. B. No. 130, by Mr. Stevens, entitled, "AN ACT TO AMEND SECTION 1, CHAPTER 33, LAWS OF UTAH, 1935, EMPOWERING THE STATE FISH AND GAME COMMISSIONER TO BORROW MONEY FROM THE STATE LAND BOARD AND FROM THE STATE INDUSTRIAL COMMISSION AND AUTHORIZING EACH OF THE LATTER TO LOAN, FROM FUNDS IN ITS CUSTODY AVAILABLE FOR INVESTMENT, MONEY FOR USE IN CONNECTION WITH PUBLIC PROJECTS; AND PROVIDING FOR THE REPAYMENT THEREOF; AND DECLARING FOR USE OF WATER RIGHTS, LANDS, AND OTHER NECESSARY PROPERTY FOR SUCH PROJECTS TO BE A PUBLIC USE; AND PROVIDING FOR THE RIGHT OF EMINENT DOMAIN FOR THE ACQUISITION OF SUCH WATER RIGHTS, AND OTHER NECESSARY PROPERTY," and the same is transmitted herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 130 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 197,* by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-5, REVISED STATUTES OF UTAH, 1933, RELATING TO COMPENSATION AND EXPENSES OF THE MEMBERS OF THE BOARD OF CORRECTIONS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 197 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 211,* by Mr. Huggins, entitled, "AN ACT TO REPEAL SECTIONS 7-5-5 AND 7-5-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 7, LAWS OF UTAH, 1933, AND SECTIONS 7-5-9, 7-5-10, 7-5-12, 7-5-13, 7-5-16, AND 7-5-24, REVISED STATUTES OF UTAH, 1933, CONCERNING BUILDING AND LOAN ASSOCIA-

TIONS, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 7-5-5, 7-5-9, 7-5-10, 7-5-11, 7-5-12, 7-5-16, AND 7-5-24, AND RELATING TO GENERAL POWERS, RATIO OF PERMANENT STOCK TO INVESTMENT LIABILITIES, RESERVES, AND RESERVE REQUIREMENTS, WITHDRAWALS, LIMIT OF AND ORDER OF PAYMENT, TERMS DEFINED, DEATH OF MEMBERS, MEMBERS IN ARREARS, WITHDRAWAL VALUE AND FORFEITURE, ANNUAL REPORT AND PUBLICATION OF BUILDING AND LOAN ASSOCIATIONS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 211 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 235,* by Mr. Frischknecht, entitled, "AN ACT AMENDING SECTION 36-2-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 36, LAWS OF UTAH, 1935, RELATING TO POWERS AND DUTIES OF THE STATE ROAD COMMISSION, AND REPEALING THOSE PROVISIONS OF SECTIONS 3-13-5, 3-13-6, 3-13-7, 3-13-8, 3-13-14, 3-13-15, 3-13-16, 3-13-22, 3-13-24, 3-13-25, 3-13-26, REVISED STATUTES OF UTAH, 1933, IN SO FAR AS THEY EFFECT OR RELATE TO THE INSPECTION AND REGULATION OF MEASURING DEVISES USED IN THE SALE OR DISTRIBUTION OF MOTOR FUELS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 235 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 83,* by Mr. Tanner, entitled, "AN ACT AMENDING SECTIONS 1 AND 2, CHAPTER 89, LAWS OF UTAH, 1933, PROVIDING FOR THE RELEASE, RELINQUISHMENT, AND CONVEYANCE TO THE

UNITED STATES OF AMERICA OF A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP THIRTY-SIX SOUTH, RANGE 4 WEST, SALT LAKE BASE AND MERIDIAN," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 83 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 183*, by Mr. Holbrook and Mr. Baker, entitled, "AN ACT REPEALING SECTION 3, CHAPTER 50, LAWS OF UTAH, 1933, AND AMENDING SECTIONS 75-6-4 AND 75-2-1, REVISED STATUTES OF UTAH, 1933, RELATING TO TUITIONS AND FEES OF UNIVERSITY AND COLLEGE STUDENTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Griffin the Senate concurred in the House amendments.

S. B. No. 183 then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Baker, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Parratt, Peterson, Royle, Stevens, Stewart, Mr. President.

Voting in the negative: Senator Snow.

Absent and not voting: Senators Billings, Grover, Holbrook, Lamoreaux, Nelson, Tanner, Thornton.

S. B. No. 183 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

H. J. R. No. 12 was read the second time.

On motion of Senator Peterson the rules were suspended and *H. J. R. No. 12* was read the third time and placed on its final passage.

H. J. R. No. 12 failed to pass on the following roll call:

Yeas, 9; Nays, 9; Absent, 5.

Those voting in the affirmative were: Senators Holmes, Huggins, Lindstrom, Lund, Nelson, Peterson, Snow, Stewart, Mr. President.

Those voting in the negative were: Senators Baker, Farr, Frischknecht, Griffin, Hopkin, Parratt, Royle, Stevens, Tanner.

Absent and not voting: Senators Billings, Grover, Holbrook, Lamoreaux, Thornton.

H. J. R. No. 12 was returned to the House.

Senator Holmes moved that the rules be suspended and that we do now consider *H. J. R. No. 13* on third reading.

Motion carried.

H. J. R. No. 13 was read the third time and placed on its final passage.

H. J. R. No. 13 failed to pass on the following roll call:

Yeas, 11; Nays, 8; Absent, 4.

Those voting in the affirmative were: Senators Billings, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Peterson, Snow, Mr. President.

Those voting in the negative were: Senators Baker, Farr, Lund, Parratt, Royle, Stevens, Stewart, Tanner.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Thornton.

H. J. R. No. 13 was returned to the House.

H. B. No. 68 was read the second time.

On motion of Senator Hopkin the enacting clause was stricken.

H. B. No. 60 was read the second time.

On motion of Senator Stevens the enacting clause was stricken.

H. B. No. 59 was read the second time.

H. B. No. 59 failed to pass on the following roll call:

Yeas, 8; Nays, 10; Absent, 5.

Those voting in the affirmative were: Senators Baker, Hopkin, Huggins, Lindstrom, Lund, Nelson, Royle, Stewart.

Those voting in the negative were: Senators Billings, Farr, Frischknecht, Griffin, Parratt, Peterson, Snow, Stevens, Tanner, Thornton.

Absent and not voting: Senators Grover, Holbrook, Holmes, Lamoreaux, Mr. President.

H. B. No. 59 was returned to the House.

Senator Nelson moved to place *H. B. No. 252* at the head of the Second Reading Calendar.

Senator Huggins moved a substitute motion that we continue considering the Second Reading Calendar as it now is.

Senator Nelson with the aid of four Senators requested a roll call on the motion.

The substitute motion was carried on the following roll call:

Yeas, 14; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lund, Parratt, Peterson, Royle, Stevens, Stewart, Tanner.

Those voting in the negative were: Senators Farr, Lindstrom, Nelson, and Snow.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Thornton, Mr. President.

H. B. No. 29 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin the rules were suspended and *H. B. No.* 29 was read the third time and placed on its final passage.

H. B. No. 29 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Grover, Holbrook, Lamoreaux, Mr. President.

H. B. No. 29 was returned to the House.

Senator Hopkin moved that the rules be suspended and that we reconsider our action on *H. B. No. 60.*

Motion carried.

H. B. No. 60 on second reading.

On motion of Senator Hopkin the rules were suspended and *H. B. No. 60* was read the third time and placed on its final passage.

H. B. No. 60 then passed on the following roll call:

Yeas, 12; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Thornton.

Those voting in the negative were: Senators Farr, Frischknecht, Griffin, Stevens, Stewart, Tanner, Mr. President.

Absent and not voting: Senators Holbrook, Huggins, Lamoreaux, Snow.

H. B. No. 60 was returned to the House.

On motion of Senator Hopkin the rules were suspended and *H. C. M. No. 6* was placed at the head of the Second Reading Calendar.

H. C. M. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Billings the bill was amended as follows:

Page 2, line 4, after the word "and" strike the balance of the paragraph.

On motion of Senator Griffin the rules were suspended and *H. C. M. No. 6* was read the third time and placed on its final passage.

H. C. M. No. 6 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Farr, Huggins, Lamoreaux, Snow, Mr. President.

H. C. M. No. 6 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 76*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION 80-5-54X, CHAPTER 82, LAWS OF UTAH, 1935, DEFINING CERTAIN DUTIES OF THE STATE TAX COMMISSION AND PROVIDING FOR THE ASSESSMENT OF PROPERTIES OF PUBLIC UTILITIES; AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 76 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 77*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION

76-4-21, REVISED STATUTES OF UTAH, 1933, AND CREATING A NEW SECTION TO BE KNOWN AS 76-4-21X PROVIDING FOR THE DETERMINATION AND RECORDING OF VALUATIONS OF THE PROPERTIES OF PUBLIC UTILITIES LOCATED WITHIN THE STATE OF UTAH, AND RELATING TO RATES OF PUBLIC UTILITIES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 77 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 84*, by the Committee on Judiciary, entitled, "AN ACT TO SECURE THE ATTENDANCE OF WITNESSES FROM WITHOUT THIS STATE IN GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS; AND PROCEEDINGS, TO PROVIDE FOR THE ATTENDANCE OF WITNESSES WITHIN THIS STATE AT GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS IN OTHER STATES, THE DISTRICT OF COLUMBIA, AND THE TERRITORIES OF THE UNITED STATES; AND TO MAKE UNIFORM THE LAW WITH RESPECT THERETO," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 84 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 254*, by Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM THE SALT LAKE CITY CHAMBER OF COMMERCE AND COMMERCIAL CLUB THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 32 EXCHANGE PLACE, SALT LAKE CITY, UTAH, TO BE USED AS A STATE OFFICE BUILDING; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES, AND PROVIDING FOR AUTHORIZATION OF BOND

ISSUE TO COVER PRESENT ENCUMBRANCES AND TO MAKE IMPROVEMENTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 254 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 11, 1937.

Mr. President and Mr. Speaker:

Your Committee on Appropriations, to which was recommitted *S. B. No. 257*, by Mr. Weggeland, reports the same back favorably with the following amendments:

Page 2, line 21, after the word "Governor's" strike "residence and maintenance" and insert "residence, household subsistence and contingent expenses".

Page 3, line 7, strike "$40,000.00" and insert "$42,500.00".

Page 3, line 10, strike "$7,000.00" and insert "$25,000.00".

Page 3, line 18, after the word "Board" strike "Adult Parole and Adult probation" and insert "Corrections".

Page 3, between lines 32 and 33, insert the following: "To Carbon Junior College for payment of operating expenses for the first year of operation or for school year 1938-1939, $27,000."

Page 5, line 23, strike "$185.61" and insert "$618.50".

Page 5, line 29, strike the word "APPROPRIATIONS".

Page 5, line 31, before the word "Vocational" insert "To State Superintendent of Public Instruction for".

Page 5, strike all of line 33.

Page 6, line 32, after the word "tax" insert "use tax and homestead exemption".

Page 7, line 1, strike "160,000.00" and insert $200,000.00"

Page 7, line 13, strike $137,575.00" and insert "$152,575.00".

Page 7, strike lines 20, 21, 22, 23, 24 and 25.

Page 7, line 26, before the word "The" insert "Section 4."

Page 8, line 20, strike the word "Burkinshaw" and insert "Burtinshaw".

Page 10, line 6, strike all of line, and insert same on page 5, line 29.

Page 11, line 13, strike the word "of" and insert "or".

Page 12, line 18, strike the word "agains" and insert "against".

Respectfully,

WARD C. HOLBROOK,
Chairman, Senate Committee,

GORDON WEGGELAND.
Chairman, House Committee.

Report adopted and filed.

S. B. No. 257 was placed on the Third Reading Calendar.

Senator Holbrook moved that the rules be suspended and that we do now consider *S. B. No. 257* on third reading.

Motion carried.

S. B. No. 257 was read the third time and placed on its final passage.

S. B. No. 257 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton, Mr. President.

Absent and not voting: Senators Grover, Hopkin, Huggins, Lamoreaux, Lund, Peterson.

S. B. No. 257 was transmitted to the House.

March 11, 1937.

Mr. President and Mr. Speaker:

Your Committee on Appropriations, to which was recommitted *S. B. No. 258*, by Mr. Weggeland, reports the same back favorably with the following amendments:

Line 1, after "Section 1." strike the rest of line.

Line 4, strike "$7,563,395.48" and insert "$7,651,328.37".

Line 6, strike the word "dollars" and insert "dollar".

Line 11, after "Section 2." strike the rest of line.

Line 16, after "Section 3." strike the rest of line.

Respectfully,

WARD C. HOLBROOK,
Chairman, Senate Committee,

GORDON WEGGELAND,
Chairman, House Committee.

Report adopted and filed.

S. B. No. 258 was placed on the Third Reading Calendar.

Senator Holbrook moved that the rules be suspended and that we do now consider *S. B. No. 258* on third reading.

Motion carried.

S. B. No. 258 was read the third time and placed on its final passage.

S. B. No. 258 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton.

Absent and not voting: Senators Grover, Huggins, Lamoreaux, Lund, Peterson, Tanner, Mr. President.

S. B. No. 258 was transmitted to the House.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 31* by Mr. Grover, entitled, "AN ACT REGULATING THE BUSINESS OF LAND VALUE INSURANCE, FIXING FEES, REQUIRING PAID UP CAPITAL, SURPLUS PROVIDING FOR DECREASE, MANNERS OF PAYMENT, AND DEPOSITS; REQUIRING CREATION, MAINTENANCE, EXTENT, REGULATION, DEPOSIT, INVESTMENT AND WITHDRAWAL OF RESERVE GUARANTEE FUND AND SUPPLEMENTAL RESERVE GUARANTEE FUND; PROVIDING FOR CAPITAL AND SURPLUS FUND AND INVESTMENT THEREOF; PERMITTING EXCHANGE OF SECURITIES LIMITING RIGHT TO RECEIVE OR MAKE DIVIDENDS OR HOLD REAL ESTATE; REQUIRING ACTUARIAL TABLES BE FILED, PREMIUM RATES APPROVED, AND FORMS OF POLICIES AND INTERIM CERTIFICATES BE SUBMITTED TO INSURANCE COMMISSIONER FOR APPROVAL; LIMITING AMOUNT OF INSURANCE; RELATING TO STATE APPRAISER, APPROVAL OF APPRAISAL, REPORTS AND STATEMENTS, TIME FOR MAKING INSTALLMENT PAYMENT OF PREMIUMS; AND PROVIDING SPECIAL TAX, AND PENALTY FOR VIOLATION OF ACT," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 31 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 87*, by Mr. Farr, entitled, "AN ACT AMENDING SECTION 19-5-79, REVISED STATUTES OF UTAH, 1933, RELATING TO TAX FOR EXHIBITS ENCOURAGING TRADE," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 87 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 120*, by Mr. Stevens, entitled, "AN ACT CONSENTING TO THE ACQUISITION BY THE UNITED STATES OF PRIVATE LANDS FOR THE ESTABLISHMENT AND MAINTENANCE OF THE FISH SPRINGS MIGRATORY BIRD SANCTUARY AND SUBJECTING THE RESERVATION OF COAL AND OTHER MINERALS IN STATE LANDS WITHIN THE SAME TO THE RULES AND REGULATIONS OF SUCH SANCTUARY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 120 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 153*, by Mr. Huggins, entitled, "AN ACT CREATING A STATE BOARD OF FIRE CONTROL, DEFINING ITS DUTIES, GRANTING POWER TO CREATE FIRE DISTRICTS, PRESCRIBING MEANS FOR THE PREVENTION OF FIRE AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF

THE ACT, AND REPEALING SECTIONS 19-7-1, 19-7-2, 19-7-3, AND 19-7-4, REVISED STATUTES OF UTAH, 1933," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 153 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 171,* by Mr. Royle, entitled, "AN ACT TO AMEND SECTION 8-0-5, REVISED STATUTES OF UTAH, 1933, RELATING TO FORM AND TIME AND PLACE OF PAYMENT OF BONDS TO BE ISSUED BY A COUNTY, MUNICIPALITY, SCHOOL DISTRICT, OR OTHER TAXING UNIT OF THE STATE," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and re-the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 171 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 222,* by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 32, CHAPTER 46, LAWS OF UTAH, 1935, RELATING TO PAYMENT OF PROPERTY TAXES ON MOTOR VEHICLES BEFORE ISSUANCE OF LICENSE, AND RELATING TO PAYMENT OF SALES TAX ON MOTOR VEHICLES BEFORE ISSUANCE OF CERTIFICATE OF TITLE," examined by this commmittee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 222 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORT OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President:

Mr. Speaker:

We, your joint committee appointed to make recommendations concerning the advisability of calling a Constitutional Convention for the purpose of revising the Constitution of the State of Utah, pursuant to Section 2 of Article 23 of the Constitution which provides as follows:

"Whenever two-thirds of the members, elected to each branch of the Legislature, shall deem it necessary to call a convention to revise or amend this Constitution, they shall recommend to the electors to vote, at the next general election, for or against a convention, and, if a majority of all electors, voting at such election, shall vote for a convention, the Legislature, at its next session, shall provide by law for calling the same. The convention shall consist of not less than the number of members in both branches of the Legislature," have met and carefully considered the same and by reason of the length of time required and the expense involved in such a proceeding, unanimously recommend that no action be taken thereon at this session of the Legislature.

Respectfully,

IRA A. HUGGINS,
Chairman, Senate Committee,

MAUD B. JACOB,
Chairman, House Committee.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day stricken the enacting clause of *S. B. No. 64*, by Committee on Revenue and Taxation, and the same is transmitted herewith for your files.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules *S. B. No. 92*, by the Committee on Judiciary, entitled, "AN ACT TO AMEND SECTION 28-5-4, RE-

VISED STATUTES OF UTAH, 1933, RELATING TO THE FEES AND MILEAGE OF WITNESSES ATTENDING UPON THE DISTRICT COURT OR A GRAND JURY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 92 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 187*, by Mr. Huggins, entitled, "AN ACT TO PROVIDE THAT THE STATE OF UTAH MAY ENTER INTO A COMPACT WITH ANY OF THE UNITED STATES FOR MUTUAL HELPFULNESS IN RELATION TO CONVICTED PERSONS ON PROBATION OR PAROLE," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 187 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 188*, by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE LAW ON FRESH PURSUIT AND AUTHORIZING THE STATE TO COOPERATE WITH OTHER STATES THEREIN," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 188 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate

and House, *S. B. No. 212,* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 2, 4, 5, 6, 7, 8, 9, AND 14 OF CHAPTER 4, LAWS OF UTAH, 1935, RELATING TO BONDING, LICENSING, REGULATION, AND SUPERVISION OF PRODUCE DEALERS ENGAGED IN HANDLING OR SELLING FARM PRODUCTS, AND PROVIDING FOR THE LICENSING AND BONDING OF PROCESSORS OF FARM PRODUCTS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Holbrook the Senate concurred in the House amendments.

S. B. No. 212 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Grover, Lamoreaux, Lund, Peterson, Mr. President.

S. B. No. 212 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended in Title and Body, *S. B. No. 189,* by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE PROCEDURE ON INTERSTATE EXTRADITION AND REPEALING CHAPTER 56, TITLE 105, REVISED STATUTES OF UTAH, 1933, RELATING TO EXTRADITION," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Huggins the Senate concurred in the House amendments.

S. B. No. 189 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Tanner, Thornton.

Absent and not voting: Senators Griffin, Grover, Lamoreaux, Lund, Mr. President.

S. B. No. 189 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 19,* by Mr. Bennion, et al, entitled, "AN ACT PROVIDING FOR THE EXEMPTION OF A HOME OR HOMESTEAD TO THE AMOUNT OF $2,000 IN ASSESSED VALUE AND HOUSEHOLD FURNITURE TO THE AMOUNT OF $300 IN ASSESSED VALUE FROM THE PAYMENT OF TAXES TO; THE STATE, THE COUNTIES OF THE STATE, AND THE SCHOOL DISTRICTS OF THE STATE, DEFINING THE METHOD FOR PROCURING SUCH EXEMPTIONS; AUTHORIZING THE STATE TAX COMMISSION TO MAKE SUCH EXEMPTIONS AND TO PROMULGATE RULES AND REGULATIONS FOR THE ADMINISTRATION OF THIS ACT; PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT AND MAKING IT A CRIME TO WILFULLY AND KNOWINGLY MAKE ANY FALSE CLAIM OR FALSE STATEMENT OF FACT, OR EXECUTE A FICTITIOUS DEED OR OTHER INSTRUMENT FOR THE PURPOSE OF SECURING AN EXEMPTION OF PROPERTY FROM TAXATION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 19 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House, has this day signed, in open session, in the presence of the House, *H. B. No. 57,* by Mr. Ingleby, entitled, "AN ACT APPROPRIATING THE SUM OF ONE THOUSAND DOLLARS OR SO MUCH THEREOF AS MAY BE NECESSARY FOR AN OIL PAINTING OF HENRY H. BLOOD, GOVERNOR OF THE STATE OF UTAH," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 57 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 149*, by Education Committee, entitled, "AN ACT AMENDING SECTION 75-12-11, REVISED STATUTES OF UTAH, 1933, RELATING TO SCHOOL TAXES AND LIMITING THE SCHOOL TAX IN COUNTY DISTRICTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 149 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 150*, by Education Committee, entitled, "AN ACT AMENDING SECTION 80-10-68, REVISED STATUTES OF UTAH, 1933, RELATING TO SALES OF REAL ESTATE BY COUNTY COMMISSIONERS FOR TAXES WHEN THERE IS NO REDEMPTION MADE AND PROVIDING THAT SUCH SALES SHALL BE WITH RESERVATION OF THE MINERALS IN SUCH LANDS TO THE STATE OF UTAH, AND THAT THE MINERALS SO RESERVED SHALL BE SUBJECT TO LEASE AND DISPOSITION BY THE STATE LAND BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 150 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 152*, by Committee on Education, entitled, "AN ACT CREATING A FUND TO BE KNOWN AS THE "UNIFORM SCHOOL FUND," AND PROVIDING FOR THE DISTRIBUTION THEREOF,"

and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 152 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 201,* entitled, "AN ACT AMENDING SECTION 100-3-20, REVISED STATUTES OF UTAH, 1933, PERTAINING TO RIGHT TO CONVEY AND TRANSFER APPROPRIATED WATERS IN NATURAL STREAMS AND IMPOUND IN RESERVOIRS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 201 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 246,* by Mr. Bennion, et al, entitled, "AN ACT RELATING TO THE INVESTMENT OF REDEMPTION FUNDS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

H. B. No. 246 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 249,* by Mr. Bennion, et al, entitled, "AN ACT AMENDING SECTION 86-1-13, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 69, LAWS OF UTAH, 1933, AND AS AMENDED BY CHAPTER 96, LAWS OF UTAH, 1935, RELATING

TO THE PAYMENT OF EXPENSES OF THE STATE LAND BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 249 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

COMMUNICATION FROM THE GOVERNOR

March 11, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBER OF THE UTAH WATER STORAGE COMMISSION:

To serve for a term of two years, pursuant to Section 100-6-1, Revised Statutes of Utah, 1933.

John A. Widtsoe.....Salt Lake City

FOR MEMBER OF THE BOARD OF DIRECTORS OF THE UTAH STATE FAIR ASSOCIATION:

Pursuant to Sections 85-4-2 and 85-4-3, Revised Statutes of Utah, 1933. To fill the vacancy caused by the failure to qualify of George Murdock, confirmed by the 1935 Legislature, and to serve for the unexpired term ending April 1, 1939.

E. E. Hendricks.....Lewiston

FOR MEMBERS OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Section 76-1-1, Revised Statutes of Utah, 1933, as amended by Chapter 63, Laws of Utah, 1935.

To serve for a term ending April 1, 1939:
Walter K. Granger..... Cedar City

To serve for a term ending April 1, 1941:
Otto A. Wiesley.....Salt Lake City

To serve for a term ending April 1, 1943:
Ward C. Holbrook.....Clearfield

FOR MEMBER OF THE STATE BOARD OF EDUCATION:

Pursuant to Section 75-7-1, Revised Statutes of Utah, 1933, as amended by Chapter 56, Laws of Utah, 1935. To serve for a term ending March 31, 1939.

George A. Eaton.....Salt Lake City

Respectfully submitted,

HENRY H. BLOOD,
Governor.

On motion of Senator Parratt the Senate resolved itself into Executive Session.

On motion of Senator Huggins the Executive Session dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointments of the Governor:

FOR MEMBER OF THE UTAH WATER STORAGE COMMISSION:

To serve for a term of two years, pursuant to Section 100-6-1, Revised Statutes of Utah, 1933.

John A. Widtsoe.....Salt Lake City

FOR MEMBER OF THE BOARD OF DIRECTORS OF THE UTAH STATE FAIR ASSOCIATION:

Pursuant to Sections 85-4-2 and 85-4-3, Revised Statutes of Utah, 1933. To serve for the unexpired term ending April 1, 1939.

E. E. Hendricks.....Lewiston

FOR MEMBERS OF THE PUBLIC SERVICE COMMISSION:

Pursuant to Section 76-1-1, Revised Statutes of Utah, 1933, as amended by Chapter 63, Laws of Utah, 1935.

To serve for a term ending April 1, 1939:
Walter K. Granger..... Cedar City

To serve for a term ending April 1, 1941:
Otto A. Wiesley.....Salt Lake City

To serve for a term ending April 1, 1943:
Ward C. Holbrook.....Clearfield

FOR MEMBER OF THE STATE BOARD OF EDUCATION:

Pursuant to Section 75-7-1, Revised Statutes of Utah, 1933, as amended by Chapter 56, Laws of Utah, 1935. To serve for a term ending March 31, 1939.

George A. Eaton.....Salt Lake City

Motion carried.

H. B. No. 13 was read the second time.

On motion of Senator Stewart the enacting clause was stricken.

H. B. No. 2 was read the second time.

Committee report read and adopted.

On motion of Senator Grover *H. B. No. 2* was tabled.

Senator Grover moved that the rules be suspended and that *S. B. No. 246* be placed at the head of the Second Reading Calendar.

Motion carried.

S. B. No. 246 was read the second time.

Committee report read and adopted.

On motion of Senator Grover *S. B. No. 246* was tabled.

Upon unanimous consent of the Senate the rules were suspended and the following resolution was introduced:

S. R. No. 1 By Mr. Holbrook

A resolution providing for an Investigating Committee.

WHEREAS, persistent rumors and the report of a recent legislative investigating committee have cast reflections upon members of the Legislature of Utah by suggesting illegal, improper and unethical acts on their part, and

WHEREAS, it is the desire of the Utah State Senate of the Twenty-Second Legislature to dispose of such accusations and either prove or disprove the accuracy thereof.

NOW, THEREFORE, be it resolved by the Senate of the State of Utah that a committee of three citizens be appointed, who shall select their own chairman, no more than two of whom shall be members of the same political party, for the purpose of investigating such charges.

Such committee shall have the right of entry to all state institutions and departments and the power to visit and inquire into offices and departments of all political divisions of the state and without limit to seek and acquire information from any and all persons, either within or without the State of Utah, for the purpose of fully complying with the intents and purposes of this resolution.

Members of the committee and all witnesses subpoenaed by them shall be reimbursed from the contingent fund of the Legislature for railroad fare, hotel and necessary expenses incurred in the discharge of their duties.

The members of this committee shall be appointed, one by the Governor, one by the Supreme Court of the State of Utah and one by the Utah State Bar. The investigation provided for in this resolution shall be completed on or before the first day of June, 1937, and the committee shall report their findings in writing to the Attorney General of the State of Utah, and shall supply a copy of such report to the Governor, the Supreme Court of Utah, the Utah State Bar, and each member of the Senate.

Was read the first time.

On motion of Senator Holbrook the rules were suspended and *S. R. No. 1* was read the second and third times and placed on its final passage.

S. R. No. 1 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Baker (expl. vote), Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Hopkin, Lamoreaux, Lund, Tanner.

REPORT OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President:

Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 72*, by Mr. Holbrook, recommends:

That the House concur in the Senate amendments in the title: line 1, after "92," insert "103, AND 104".

Line 7 of the title, after the word "LABELS" insert the following: "MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER".

That the House concur in the Senate amendment on page 1, section 1, line 1, after "92" insert "103, and 104".

That the House concur in the Senate amendment on page 2, line 13, after the "period" insert the following: "The commission of the local government must accept such bond with personal sureties in all cases wherein such personal sureties can qualify as hereinafter provided".

That the House concur in the Senate amendment on page 2, line 20, by striking the words "of alcohol".

Page 2, line 24, after the word "than" change the amount to "$1,000".

That the House recede from its amendment on page 2, line 25, striking "$1,000" and inserting "$500."

That the Senate concur in the House amendment on page 4, striking all of section 89 and Senate amendments thereto and inserting in lieu thereof: "*Cities and towns within their corporate limits, and counties outside of incorporated cities and towns shall have power to license, tax, regulate, or prohibit the sale of* light beer, at retail, in bottles ( ) *or draft, provided that* no such license shall be granted to sell ( ) beer in any dance hall, theater, or in the proximity of any church or school. The commission *granting the license* shall have authority to determine in each case what shall constitute proximity."

That the House recede from its amendment on page 5, line 10, after the word "commission" inserting "providing also, where counties, cities and towns are authorized to issue licenses they shall not have the power to limit the number of licenses that may be issued".

That the House concur in the Senate amendment on page 5, between lines 17 and 18, inserting Sections 103 and 104, Chapter 43, Laws of Utah, 1935, with amendments.

That the House concur in the Senate amendment on page 5, line 22, striking the word "July" and inserting in lieu thereof the word "April".

Respectfully submitted,

WARD C. HOLBROOK,
Senate Chairman,

T. W. JENSEN,
House Chairman.

Report adopted and filed.

S. B. No. 72 then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Grover, Holbrook, Holmes, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Hopkin and Snow.

Absent and not voting: Senators Lamoreaux, Lund, Tanner.

S. B. No. 72 was transmitted to the House.

COMMUNICATION FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 95*, by Mr. Snow, entitled, "AN ACT AMENDING SECTION 75-7-27, REVISED STATUTES OF UTAH, 1933, RELATING TO THE APPORTIONMENT OF REVENUE IN EQUALIZATION FUND," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Nelson the Senate concurred in the House amendments.

S. B. No. 95 then passed on the following roll call:

Yeas, 12; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Grover, Holbrook, Holmes, Lindstrom, Nelson, Parratt, Stevens, Mr. President.

Absent and not voting: Senators Frischknecht, Hopkin, Huggins, Lamoreaux, Lund, Peterson, Royle, Snow, Stewart, Tanner, Thornton.

S. B. No. 95 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

Senator Holbrook moved that the rules be suspended and that the Senate reconsider the vote by which *S. R. No. 1* was passed.

Motion carried.

On motion of Senator Holbrook *S. R. No. 1* was placed on the Third Reading Calendar.

Senator Parratt moved that all bills now in standing committees be referred to the Sifting Committee.

Motion carried.

REPORT OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President:

We, your Sifting Committee recommends that the Enacting Clause be stricken on the following Senate Bills:

S. B. Nos. 9, 14, 15, 20, 22, 23, 24, 33, 35, 36, 40, 41, 43, 48, 49, 50, 51, 60, 61, 62, 63, 70, 79, 85, 86, 88, 89, 98, 99, 100, 101, 104, 105, 107, 108, 109, 110, 112, 113, 116, 117, 122, 134, 135, 136, 137, 140, 141, 142, 143, 144, 152, 155, 156, 157, 158, 159, 160, 162, 164, 167, 168, 169, 170, 172, 173, 174, 176, 177, 178, 179, 181, 184, 191, 193, 194, 200, 205, 209, 210, 214, 215, 216, 218, 224, 227, 228, 229, 232, 233, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 249, 251, and 255.

S. J. R. Nos. 2, 3, 4, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17.

S. C. R. Nos. 1 and 2.

S. J. M. No. 2.

S. C. M. Nos. 2 and 3.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 31*, by Mr. Grover, entitled, "AN ACT REGULATING THE BUSINESS OF LAND VALUE INSURANCE, FIXING FEES, REQUIRING PAID UP CAPITAL, SURPLUS PROVIDING FOR DECREASE, MANNERS OF PAYMENT, AND DEPOSITS; REQUIRING CREATION, MAINTENANCE, EXTENT, REGULATION, DEPOSIT, INVESTMENT AND WITHDRAWAL OF RESERVE GUARANTEE FUND AND SUPPLEMENTAL RESERVE GUARANTEE FUND; PROVIDING FOR CAPITAL AND SURPLUS FUND AND INVESTMENT THEREOF; PERMITTING EXCHANGE OF SECURITIES LIMITING RIGHT TO RECEIVE OR MAKE DIVIDENDS OR HOLD REAL ESTATE; REQUIRING ACTUARIAL TABLES BE FILED, PREMIUM RATES APPROVED, AND FORMS OF POLICIES AND INTERIM CERTIFICATES BE SUBMITTED TO INSURANCE COMMISSIONER FOR APPROVAL; LIMITING AMOUNT OF INSURANCE; RELATING TO STATE APPRAISER, APPROVAL OF APPRAISAL, REPORTS AND

STATEMENTS, TIME FOR MAKING INSTALLMENT PAYMENTS OF PREMIUMS; AND PROVIDING SPECIAL TAX, AND PENALTY FOR VIOLATION OF ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 31 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 52*, by Mrs. Lund, entitled, "AN ACT CREATING THE UTAH STATE INSTITUTE OF FINE ARTS, DEFINING THE SCOPE THEREOF, DEFINING THE RIGHTS, POWERS, PRIVILEGES, AND DUTIES OF THE BODY, PROVIDING FOR MEMBERSHIP AND FOR A GOVERNING BOARD, AND REPEALING SECTIONS 85-2-1, 85-2-2, 85-2-3, 85-2-4, 85-2-5, 85-2-6, 85-2-7, 85-2-8, 85-2-9, 85-2-10, 85-2-11, 85–2–12, 85-2-13, 85-2-14, 85-2-15, AND 85-2-16, REVISED STATUTES OF UTAH, 1933," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 52 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 69*, by Mr. Huggins, entitled, "AN ACT TO ESTABLISH THE UTAH STATE TUBERCULOSIS SANATORIUM; TO PROVIDE FOR THE ESTABLISHMENT, EQUIPPING, AND OPERATION OF A TUBERCULOSIS SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS, SILICOSIS, AND OTHER KINDRED DISEASES; TO PROVIDE FOR THE LOCATION AND ACQUIRING OF A SITE THEREFOR, FOR THE MANAGEMENT AND CONTROL THEREOF, AND THE ADMISSION OF PATIENTS THERETO," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 69 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 11, 1937, and passed *S. B. No. 72*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 76, 77, 84, 86, 89, 90, 92, 103, AND 104, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO BONDS OF PERSONS LICENSED UNDER THE LIQUOR CONTROL ACT, TERM OF LICENSES AND AMOUNT OF LICENSE FEE; QUALIFICATIONS AND CERTIFICATION OF PERSONS LICENSED TO SELL LIGHT BEER, AUTHORITY TO GRANT AND KIND OF SUCH LICENSE, CONTENTS OF LABELS, MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER, AND CONSUMPTION OF BEER ON LICENSED PREMISES; AND REPEALING SECTION 91, CHAPTER 43, LAWS OF UTAH, 1935," and the same is transmitted herewith for further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 72 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 73*, by Mr. Holbrook, entitled, "AN ACT APPROPRIATING REVENUES ACCRUING TO THE LIQUOR CONTROL FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 73 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 78*, by Committee on Education, entitled, "AN ACT RELATING TO FEDERAL APPROPRIATIONS FOR VOCATIONAL EDUCATION, APPROPRIATING STATE FUNDS FOR VOCATIONAL EDUCATION, DESIGNATING THE STATE BOARD FOR VOCATIONAL EDUCA-

TION AS ADMINISTRATING AGENCY, AND REPEALING ALL LAWS IN CONFLICT HEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 78 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 87*, by Mr. Farr, entitled, "AN ACT AMENDING SECTION 19-5-79, REVISED STATUTES OF UTAH, 1933, RELATING TO TAX FOR EXHIBITS ENCOURAGING TRADE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 87 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 114*, by Mr. Stevens, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE CENTRAL UTAH WATER COMPANY, A UTAH CORPORATION, CERTAIN WATER RIGHTS, RESERVOIRS, INTEREST IN RESERVOIRS, RESERVOIR RIGHTS, LATERALS, CANALS, DITCHES, AND EASEMENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 114 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 115*,

by Mr. Frischknecht, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH, TO CONVEY TO THE PIUTE RESERVOIR AND IRRIGATION COMPANY, A CORPORATION, CERTAIN LANDS, WATER RIGHTS, RESERVOIR RIGHTS, CANALS, LATERALS, AND EASEMENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 115 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 120*, by Mr. Stevens, entitled, "AN ACT CONSENTING TO THE ACQUISITION BY THE UNITED STATES OF PRIVATE LANDS FOR THE ESTABLISHMENT AND MAINTENANCE OF THE FISH SPRINGS MIGRATORY BIRD SANCTUARY AND SUBJECTING THE RESERVATION OF COAL AND OTHER MINERALS IN STATE LANDS WITHIN THE SAME TO THE RULES AND REGULATIONS OF SUCH SANCTUARY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 120 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 124*, by Mr. Lindstrom, entitled, "AN ACT REPEALING SECTIONS 19-12-1, 19-12-2, 19-12-3, 19-12-4, 19-12-5, 19-12-6, 19-12-7, 19-12-8, 19-12-9, 19-12-10, 19-12-11, 19-12-13, 19-12-14, 19-12-15, 19-12-16, 19-12-17, AND 19-12-18, REVISED STATUTES OF UTAH, 1933, RELATING TO OLD AGE PENSIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 124 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 153*, by Mr. Huggins, entitled, "AN ACT CREATING A STATE BOARD OF FIRE CONTROL, DEFINING ITS DUTIES, GRANTING POWER TO CREATE FIRE DISTRICTS, PRESCRIBING MEANS FOR THE PREVENTION OF FIRE AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THE ACT, AND REPEALING SECTIONS 19-7-1, 19-7-2, 19-7-3, AND 19-7-4, REVISED STATUTES OF UTAH, 1933," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 153 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 171*, by Mr. Royle, entitled, "AN ACT TO AMEND SECTION 8-0-5, REVISED STATUTES OF UTAH, 1933, RELATING TO FORM AND TIME AND PLACE OF PAYMENT OF BONDS TO BE ISSUED BY A COUNTY, MUNICIPALITY, SCHOOL DISTRICT, OR OTHER TAXING UNIT OF THE STATE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 171 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 175*, by Mr. Lindstrom, entitled, "AN ACT AUTHORIZING AND DIRECTING THE STATE LAND BOARD OF THE STATE OF UTAH TO CONVEY TO THE PRICE RIVER WATER CONSERVATION DISTRICT, A PUBLIC CORPORATION, CERTAIN WATER RIGHTS, LATERALS, CANALS, DITCHES, TUNNELS, EASEMENTS, DIVERSION DAMS,

HEADGATES, FLUMES, AND RIGHTS OF WAY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 175 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 185*, by Mr. Holbrook, entitled, "AN ACT IMPOSING AN EXCISE TAX ON THE STORAGE, USE, OR OTHER CONSUMPTION IN THIS STATE OF TANGIBLE PERSONAL PROPERTY, PROVIDING FOR THE REGISTRATION OF RETAILERS, PROVIDING FOR THE ASCERTAINING, LEVYING, ASSESSING, COLLECTING, PAYING, AND DISPOSING OF SUCH TAX, AND PRESCRIBING PENALTIES FOR VIOLATIONS OF THE PROVISIONS HEREOF," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 185 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 213*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTION 100-6-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE UTAH WATER STORAGE COMMISSION," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Hopkin the Senate concurred in the House amendments.

S. B. No. 213 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Farr,

Frischknecht, Griffin, Grover, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Mr. President.

Absent and not voting: Senators Lamoreaux, Lindstrom, Stewart, Tanner, Thornton.

S. B. No. 213 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 222*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 32, CHAPTER 46, LAWS OF UTAH, 1935, RELATING TO PAYMENT OF PROPERTY TAXES ON MOTOR VEHICLES BEFORE ISSUANCE OF LICENSE, AND RELATING TO PAYMENT OF SALES TAX ON MOTOR VEHICLES BEFORE ISSUANCE OF CERTIFICATE OF TITLE," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 222 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 248*, by Mr. Thornton, Mr. Farr, Mr. Grover, entitled, "AN ACT PERMITTING THE BOARD OF COUNTY COMMISSIONERS OF EACH COUNTY IN THE STATE HAVING MORE THAN ONE REPRESENTATIVE IN THE HOUSE OF REPRESENTATIVES OF THE STATE LEGISLATURE TO DIVIDE THE COUNTY INTO REPRESENTATIVE DISTRICTS AND TO NUMBER THE SAME, AND PROVIDING THAT THE LAWS RELATING TO NOMINATIONS AND ELECTIONS SHALL APPLY TO THE NEW DISTRICTS IN LIKE MANNER AS THEY DO TO THE OLD," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 248 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 252*,

by Committee on Revenue and Taxation, entitled, "AN ACT TO AMEND SECTION 80-13-6, REVISED STATUTES OF UTAH, 1933, RELATING TO AND DEFINING GROSS INCOME OF CORPORATIONS, AND PROVIDING WHAT ITEMS SHALL BE EXCLUDED THEREFROM IN DETERMINING TAXABLE NET INCOME UNDER THE CORPORATE FRANCHISE TAX," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 252 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 11, 1937, and passed *H. B. No. 71*, by Mr. Holbrook, and the same is transmitted herewith for further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

We, your Conference Committee on *H. B. No. 71*, by Mr. Holbrook, recommend that the Title and Section 1 of said bill be amended to read as follows:

"AN ACT TO REDUCE THE AMOUNT REQUIRED FOR THE REDEMPTION OF PROPERTY SOLD FOR TAXES FOR THE YEARS 1928 TO 1934, INCLUSIVE."

Section 1. Property sold for delinquent taxes for any of the years 1928 to 1934, inclusive, where the certificate of sale is held by the County and the property has not yet gone to Auditor's Tax Deed, may be redeemed at any time within the redemption period, upon payment of the amount of delinquent taxes that have accrued for said years with interest thereon at the rate of two per cent per annum from the date of such delinquency and upon payment of delinquent taxes levied subsequent to the year 1934, together with a two per cent penalty and interest at the rate of eight per cent per annum from the date of each subsequent delinquency together with costs."

Respectfully,

DANIEL STEVENS,
MOSES L. HOLBROOK,

Report adopted and filed.

H. B. No. 71 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Frischknecht, Griffin, Holbrook, Holmes, Hopkin, Huggins, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Mr. President.

Absent and not voting: Senators Grover, Lamoreaux, Lindstrom, Stewart, Tanner, Thornton.

H. B. No. 71 was returned to the House.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 78*, by Mr. Twitchell, entitled, "AN ACT AMENDING SECTION 104-44-17, REVISED STATUTES OF UTAH, 1933, RELATING TO NON-RESIDENTS AND FOREIGN CORPORATIONS TO GIVE SECURITY FOR COSTS ON DEMAND," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 78 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 89*, entitled, "AN ACT REPEALING SECTION 87-5-3, REVISED STATUTES OF UTAH, 1933, PERTAINING TO RECORDING OF AUDITOR'S WARRANT IN TREASURER'S DEPARTMENT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 89 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House,

H. B. No. 96, by Mrs. Aird and Mrs. Jacob, entitled, "AN ACT AMENDING SECTION 15-7-62, REVISED STATUTES OF UTAH, 1933, RELATING TO SPECIAL IMPROVEMENT WARRANTS, WHEN ISSUED AND PURPOSE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 96 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 97*, by Mrs. Aird and Mrs. Jacob, entitled, "AN ACT AMENDING CHAPTER 7, TITLE 15, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 15-7-23X, RELATING TO ASSESSMENT OF SPECIAL TAXES WHERE DONATIONS OR CONTRIBUTIONS ARE MADE FOR LABOR AND MATERIAL," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 97 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 102*, by Committee on Agriculture, entitled, "AN ACT AMENDING SECTIONS 3-3-22, 3-3-23, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 102 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 107*, by Mr. Marthakis, entitled, "AN ACT AMENDING SECTION 75-4-20, REVISED STATUTES OF UTAH, 1933, RELATING TO DONATIONS TO THE UNIVERSITY OF UTAH AND THE STATE AGRICULTURAL COLLEGE BY PROVIDING THAT DONATIONS MAY BE MADE TO SAID SCHOOLS FOR THE PURPOSE OF ERECTION OF BUILDINGS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 107 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 142*, by Mr. Granger, entitled, "AN ACT AMENDING SECTION 80-7-1, REVISED STATUTES OF UTAH, 1933, PERTAINING TO THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS AS A BOARD OF EQUALIZATION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 142 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 151*, by Committee on Education, entitled, "AN ACT AMENDING SECTION 86-1-49, REVISED STATUTES OF UTAH, 1933, RELATING TO THE DEPOSITING OF MONEYS RECEIVED BY THE STATE LAND BOARD AND ALLOCATING SAID MONEYS TO

SCHOOL FUNDS, AND REPEALING CHAPTER 71, SESSION LAWS OF UTAH, 1933, AND ALL OTHER ACTS IN CONFLICT WITH THIS ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 151 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 161*, by Mr. Hummer, entitled, "AN ACT RELATING TO THE SALE, DISPOSITION OF, ADVERTISING, AND CONTROL, THROUGH LICENSING, OF PROPHYLACTICS," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 161 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 199*, by Mr. Whiting (by request), entitled, "AN ACT AMENDING SECTION 30-0-21, REVISED STATUTES OF UTAH, 1933, RELATING TO RIGHT OF ALIENS TO FISH," and the same is transmitted herewith for the signature of the President.

Respectfully,
J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 199 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 223*, by Mr. Hadley, et al, entitled, "AN ACT AMENDING

SECTION 85-6-13, REVISED STATUTES OF UTAH, 1933, RELATING TO WILFUL ACTS IN AIDING OR ASSISTING IN ESCAPES FROM THE STATE INDUSTRIAL SCHOOL," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 223 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 7,* by Mr. Petersen, entitled, "A JOINT RESOLUTION EXPRESSING ASSENT OF THE LEGISLATURE OF THE STATE OF UTAH TO THE PROVISIONS AND PURPOSE OF THE BANKHEAD-JONES ACT OF JUNE 29, 1935, (PUBLIC NO. 182—74th CONGRESS)," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 7 was signed by the President in open session in the ence of the Senate and was returned to the House for transmission to to the Secretary of State.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 130,* by Mr. Stevens, entitled, "AN ACT TO AMEND SECTION 1, CHAPTER 33, LAWS OF UTAH, 1935, EMPOWERING THE STATE FISH AND GAME COMMISSIONER TO BORROW MONEY FROM THE STATE LAND BOARD AND FROM THE STATE INDUSTRIAL COMMISSION AND AUTHORIZING EACH OF THE LATTER TO LOAN, FROM FUNDS IN ITS CUSTODY AVAILABLE FOR INVESTMENT, MONEY FOR USE IN CONNECTION WITH PUBLIC PROJECTS; AND PROVIDING FOR THE REPAYMENT THEREOF; AND DECLARING FOR USE OF WATER RIGHTS, LANDS, AND OTHER NECESSARY PROPERTY FOR SUCH PUBLIC

PROJECTS TO BE A PUBLIC USE; AND PROVIDING FOR THE RIGHT OF EMINENT DOMAIN FOR THE ACQUISITION OF SUCH WATER RIGHTS, AND OTHER NECESSARY PROPERTY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 130 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 197*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-5, REVISED STATUTES OF UTAH, 1933, RELATING TO COMPENSATION AND EXPENSES OF THE MEMBERS OF THE BOARD OF CORRECTIONS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 197 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 221*, by Mr. Farr, entitled, "AN ACT TO AMEND SECTION 57-12-9, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 42, LAWS OF UTAH, 1933, RELATING TO TAX ON MOTOR FUELS PAYABLE MONTHLY, DISTRIBUTION OF RECEIPTS, AND TO PROVIDE FOR AN AERONAUTIC FUND TO BE EXPENDED ON PUBLICLY OWNED AIRPORTS, ADJACENT ROADS, AND EXPENSES OF ADMINISTRATION," examined by this committee and a like committee from the House, has carefully compared

the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 221 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE GOVERNOR

March 11, 1937.

TO THE SENATE:

I have today approved and transmitted to the Secretary of State, *S. B. No. 82,* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 80-5-37, 80-5-40, AND 80-5-45, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 59, LAWS OF UTAH, 1933, RELATING TO THE TERM OF THE MEMBERS OF THE STATE TAX COMMISSION AND THEIR COMPENSATION."

Very respectfully yours,

HENRY H. BLOOD,
Governor.

Communication filed.

March 11, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBERS OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of six years ending April 1, 1943:

James W. Funk.....Richmond

To serve for a term of four years ending April 1, 1941:
Herbert Taylor.....Salt Lake City

To serve for a term of two years ending April 1, 1939:
Daniel M. Whelan.....Salt Lake City

FOR MEMBER OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1941:

Frank Jugler .....Ogden

FOR MEMBERS OF THE STATE TAX COMMISSION:

Pursuant to Senate Bill No. 82, by Mr. Holbrook, enacted by the Twenty-second Legislature, and entitled, "An act amending Sections 80-5-37, 80-5-40, and 80-5-45, Revised Statutes of Utah, 1933, as amended by Chapter 59, Laws of Utah, 1935, relating to the term of the members of the State Tax Commission and their compensation."

To serve for a term ending February 28, 1939:

Roscoe E. Hammond.....Salt Lake City

J. William Knight.....Provo

To serve as member and chairman for a term ending February 28, 1941:

Irwin Arnovitz.....Salt Lake City

To serve for a term ending February 28, 1941:

Howard P. Leatham.....Wellsville

FOR STATE INSURANCE COMMISSIONER:

To serve for a term of four years, pursuant to Section 43-2-2, Revised Statutes of Utah, 1933.

C. Clarence Neslen.....Salt Lake City

Elias A. Smith, Jr., the incumbent insurance commissioner, has informed me he does not desire to be reappointed as he expects in the near future to accept a new position.

Respectfully submitted,

HENRY H. BLOOD,
Governor.

On motion of Senator Grover the Senate resolved itself into Executive Session.

On motion of Senator Parratt the Executive Session dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointments of the Governor:

FOR MEMBERS OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of six years ending April 1, 1943:

James W. Funk.....Richmond

To serve for a term of four years ending April 1, 1941:

Herbert Taylor.....Salt Lake City

FOR MEMBERS OF THE STATE TAX COMMISSION:

Pursuant to S. B. No. 82, relating to the term of the members of the State Tax Commission and their compensation.

To serve for a term ending February 28, 1939:

Roscoe E. Hammond.....Salt Lake City

J. William Knight.....Provo

To serve as member and chairman for a term ending February 28, 1941:

Irwin Arnovitz.....Salt Lake City

To serve for a term ending February 28, 1941:

Howard P. Leatham.....Wellsville

FOR STATE INSURANCE COMMISSIONER:

To serve for a term of four years, pursuant to Section 43-2-2, Revised Statutes of Utah, 1933.

C. Clarence Neslen.....Salt Lake City

Motion carried.

Senator Parratt moved that the rules be suspended and that the Senate do not advise and consent to the following appointments of the Governor:

FOR MEMBER OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935.
To serve for a term of two years ending April 1, 1939:

Daniel M. Whelan.....Salt Lake City

FOR MEMBER OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1941:

Frank Jugler .....Ogden

Motion carried.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 180* by Mr. Frischknecht, entitled, "AN ACT TO PREVENT FRAUD AND MISREPRESENTATION IN THE DISTRIBUTION AND SALE OF GASOLINE OR OTHER MOTOR FUEL AND LUBRICATING OR MOTOR OIL, REGULATING THE STORAGE, DISTRIBUTION, AND SALE OF SUCH PRODUCTS, DEFINING THE POWERS AND DUTIES IN RELATION THERETO OF THE STATE ROAD COMMISSION, DEFINING GASOLINE AND OTHER MOTOR FUELS, LUBRICATING OR MOTOR OIL, AND PRESCRIBING SPECIFICATIONS FOR PRODUCTS SOLD OR OFFERED FOR SALE AS GASOLINE, PRESCRIBING PENALTIES FOR THE VIOLATION OF PROVISIONS HEREOF, AND REPEALING CHAPTER 50, LAWS OF

UTAH, 1935, AND ACTS INCONSISTENT HEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 180 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 220* by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE REGULATION OF AERONAUTICS WITHIN THIS STATE, FOR UNIFORMITY IN CERTAIN REGARDS WITH FEDERAL LAWS REGULATING AERONAUTICS, AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 220 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 66*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 4 AND 5, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AND SECTION 11, CHAPTER 63, LAWS OF UTAH, 1933, KNOWN AS THE EMERGENCY REVENUE ACT OF 1933, RELATING TO TAXES UPON CERTAIN SALES, PROVIDING FOR THE PAYING AND COLLECTION OF SUCH TAXES, AND PRESCRIBING PENALTIES FOR FAILURE

TO PAY SAID TAXES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

On motion of Senator Frischknecht the Senate concurred in the House amendments.

S. B. No. 66 then passed on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Hopkin, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Holmes and Huggins.

Absent and not voting: Senators Farr, Griffin, Grover, Holbrook, Lamoreaux, Lindstrom, Tanner.

S. B. No. 66 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 63*, by Mr. Spence, Mr. Eynon, and Mr. Pett, entitled, "AN ACT REPEALING CHAPTER 1, TITLE 49, REVISED STATUTES OF UTAH, 1933, CREATING THE "LABOR RELATIONS BOARD," AND DESIGNATING THE INDUSTRIAL COMMISSION OF THE STATE OF UTAH TO ACT AS THE "LABOR RELATIONS BOARD"; DEFINING TERMS USED IN THE ACT; PRESCRIBING THE POWERS AND DUTIES OF THE "LABOR RELATIONS BOARD"; GIVING LABOR THE RIGHT TO BARGAIN COLLECTIVELY; PRESCRIBING CERTAIN RIGHTS AND DUTIES OF EMPLOYEES; PROHIBITING UNFAIR LABOR PRACTICE ON THE PART OF EMPLOYERS; PROVIDING FOR THE INVESTIGATION, HEARING, AND DISPOSITION OF LABOR DISPUTES AND UNFAIR LABOR PRACTICE BY THE "LABOR RELATIONS BOARD"; AUTHORIZING THE "LABOR RELATIONS BOARD" TO PETITION THE SUPREME COURT TO ENFORCE THE ORDERS OF THE "LABOR RELATIONS BOARD"; PROVIDING THE AGGRIEVED PERSONS MAY OBTAIN WRITS FROM THE SUPREME COURT TO REVIEW ORDERS OF THE "LABOR RELATIONS BOARD"; MANNER OF ISSUING SUBPOENAS AND ENFORCING ATTENDANCE OF WITNESSES AND TAKING TESTIMONY BY THE "LABOR RELATIONS BOARD" PROVIDING THE "LABOR RELATIONS BOARD" MAY OBTAIN DATA FROM OTHER STATE BOARDS; PROVIDING PENALTIES FOR

VIOLATION OF THE PROVISIONS OF THIS ACT; APPROPRIATING FUNDS TO PUT INTO EFFECT THE PROVISIONS OF THIS ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 63 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 167*, by Mr. Winder, entitled, "AN ACT AMENDING SECTION 43-3-5, REVISED STATUTES OF UTAH, 1933, RELATING TO MUTUAL AND MUTUAL ASSESSMENT COMPANIES—LIMIT OF ASSETS AND CLASSES OF BUSINESS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 167 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 226*, by Mr. Hopkin, entitled, "AN ACT REPEALING CHAPTER 136, LAWS OF UTAH, 1935, CREATING THE GREAT BASIN AUTHORITY BOARD," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 226 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 230*, by Com-

mittee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 84, LAWS OF UTAH, 1935, RELATING TO THE COLLECTION OF TAXES BY THE TAX COMMISSION AND A PROCEDURE TO PREVENT THE LOSS THEREOF," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 230 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 231*, by Committee on Revenue and Taxation, entitled, "AN ACT TO PROVIDE FOR THE COLLECTION OF PROPERTY TAXES IN THE CASE OF WASTE OR DEPLETION," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 231 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 247*, by Mr. Holbrook, entitled, "AN ACT MAKING APPROPRIATION FOR THE PURCHASE OF A SUITABLE SITE FOR THE BUILDING OF A NEW STATE PRISON, RELATING TO DISPOSITION OF PRESENT PRISON SITE, AND AUTHORIZING ERECTION OF PRISON STRUCTURES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 247 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. M. No. 7*, by Mr. Marthakis and Mr. T. W. Jensen, entitled, "A JOINT MEMORIAL TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH TO THE CONGRESS OF THE UNITED STATES OF AMERICA, URGING THE PASSAGE OF H. R. 5028 BY MR DEEN," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 7 was read the first time.

On motion of Senator Parratt the rules were suspended and *H. J. M. No. 7* was read the second and third times and placed on its final passage.

H. J. M. No. 7 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holmes, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Farr, Grover, Holbrook, Lamoreaux, Tanner.

H. J. M. No. 7 was returned to the House.

March 11, 1937.

Mr. President:

We, your Sifting Committee, recommends that the Enacting Clauses on the following bills be stricken:

H. B. Nos. 2, 3, 30, 41, 75, 79, 93, 131, 144, 156, 157, 197, 198, 243, and 252.

H. C. M. Nos. 5, 7 and 8.

H. J. M. Nos 2 and 3.

Respectfully,

D. W. PARRATT,
Chairman.

Report adopted and filed.

All House Bills above referred to returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. J. R. No. 14 was read the second time.

Committee report read and adopted.

On motion of Senator Snow the bill was amended as follows:

Page 1, line 18, strike the last three words.

Line 19, strike the first nine words.

On motion of Senator Lund the rules were suspended and *H. J. R. No. 14* was read the third time and placed on its final passage.

H. J. R. No. 14 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Baker, Billings, Farr, Griffin, Hopkin, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Frischknecht, Grover, Holbrook, Holmes, Lamoreaux, Royle, Tanner.

H. J. R. No. 14 was returned to the House.

Upon unanimous consent of the Senate the rules were suspended and the following resolution was introduced.

S. R. No. 2 By Mrs. Stewart

WHEREAS, the State of Utah is one of the richest states in the union in natural resources, possessing the largest copper deposit in the world.

Largest deposit of iron in the world.

Rich deposits of silver, lead, zinc and gold.

Vast areas of carnotite (radium).

Enormous deposits of alunite (potash).

Salt beds of enormous acreage.

Hydrocarbons of untold value.

Mountains of sulphur and gypsum.

Coal deposits in character and quality that are unexcelled.

Untold treasures of wealth in agriculture, and,

WHEREAS, in all of its history the people of this state have uniformly extended a hearty welcome to new residents, and have wisely and liberally protected the interest of all classes: and,

WHEREAS, the natural resources, advantages and wealth of the state, great as they are and productive as they have always been, are only prospected upon the surface and are chiefly undeveloped; and,

WHEREAS, Utah presents the most inviting field in the great West for profitable investment, and as a place to dwell.

NOW, therefore, be it resolved that this legislative assembly hereby declares its adherence to the policies of the state that has so favorably

distinguished it in the past and made possible the progress and advantage attained by its people; and we its members hereby forecast a continuance of the same wise constructive and conservative policy in the future;

And, be it further resolved that the State of Utah by and through its lawmaking body, does hereby invite to it the humble and honest laborer, who would better his condition; the home-seeker who would set up his household goods in a new country to his better advantage, the investor of capital who would have sound and profitable investment; all under the certain assurance that their rights, liberties and properties will be jealously safeguarded and held in sacred trust by the government of the state, was read the first time.

On motion of Senator Stewart the rules were suspended and *S. R. No. 2* was read the second and third times and placed on its final passage.

S. R. No. 2 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Holbrook, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Snow, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Farr, Grover, Hopkin, Lamoreaux, Peterson, Tanner.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 197*, by Mr. Maw, entitled, "AN ACT TO AMEND SECTION 85-9-5, REVISED STATUTES OF UTAH, 1933, RELATING TO COMPENSATION AND EXPENSES OF THE MEMBERS OF THE BOARD OF CORRECTIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 197 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 221*, by Mr. Farr, entitled, "AN ACT TO AMEND SECTION 57-12-9, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 42, LAWS OF UTAH, 1933, RELATING TO TAX ON MOTOR FUELS PAYABLE MONTHLY, DISTRIBUTION OF RECEIPTS, AND TO

PROVIDE FOR AN AERONAUTIC FUND TO BE EXPENDED ON PUBLICLY OWNED AIRPORTS, ADJACENT ROADS, AND EXPENSES OF ADMINISTRATION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 221 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 130*, by Mr. Stevens, entitled, "AN ACT TO AMEND SECTION 1, CHAPTER 33, LAWS OF UTAH, 1935, EMPOWERING THE STATE FISH AND GAME COMMISSIONER TO BORROW MONEY FROM THE STATE LAND BOARD AND FROM THE STATE INDUSTRIAL COMMISSION AND AUTHORIZING EACH OF THE LATTER TO LOAN, FROM FUNDS IN ITS CUSTODY AVAILABLE FOR INVESTMENT, MONEY FOR USE IN CONNECTION WITH PUBLIC PROJECTS; AND PROVIDING FOR THE REPAYMENT THEREOF; AND DECLARING FOR USE OF WATER RIGHTS, LANDS, AND OTHER NECESSARY PROPERTY FOR SUCH PUBLIC PROJECTS TO BE A PUBLIC USE, AND PROVIDING FOR THE RIGHT OF EMINENT DOMAIN FOR THE ACQUISITION OF SUCH WATER RIGHTS, AND OTHER NECESSARY PROPERTY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 130 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 4*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION 21, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 92, LAWS OF UTAH, 1935, RELATING TO THE DISPOSITION OF REVENUE DERIVED FROM THE TAX IMPOSED UPON CERTAIN SALES, AND MAKING UP DEFICIENCIES IN CERTAIN DISTRICT SCHOOL AND EQUALIZATION

FUNDS AND PROVIDING THAT A PORTION OF THE REVENUE FROM THE TAX IMPOSED UPON CERTAIN SALES BE APPROPRIATED TO THE OLD AGE ASSISTANCE FUND, AND TO THE GOVERNOR FOR BUILDING PURPOSES AND TO SUPPLANT LOSSES INCURRED FROM THE APPLICATION OF HOMESTEAD AND PERSONAL PROPERTY TAX EXEMPTION," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 4 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 76,* by Mr. Maw, entitled, "AN ACT AMENDING SECTION 80-5-54X, CHAPTER 82, LAWS OF UTAH, 1935, DEFINING CERTAIN DUTIES OF THE STATE TAX COMMISSION AND PROVIDING FOR THE ASSESSMENT OF PROPERTIES OF PUBLIC UTILITIES; AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 76 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 77,* by Mr. Maw, entitled, "AN ACT AMENDING SECTION 76-4-21, REVISED STATUTES OF UTAH, 1933, AND CREATING A NEW SECTION TO BE KNOWN AS 76-4-21X, PROVIDING FOR THE DETERMINATION AND RECORDING OF VALUATIONS OF THE PROPERTIES OF PUBLIC UTILITIES LOCATED WITHIN THE STATE OF UTAH, AND RELATING TO RATES OF PUBLIC

UTILITIES," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 77 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 83*, by Mr. Tanner, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 89, LAWS OF UTAH, 1933, PROVIDING FOR THE RELEASE, RELINQUISHMENT, AND CONVEYANCE TO THE UNITED STATES OF AMERICA OF A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP THIRTY-SIX SOUTH, RANGE 4 WEST, SALT LAKE BASE AND MERIDIAN," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 83 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 94*, by Mr. Nelson, entitled, "AN ACT GIVING TO THE STATE BOARD OF AGRICULTURE POWERS UPON PETITION OF CERTAIN GROUPS INTERESTED IN THE PRODUCTION, DISTRIBUTION, AND CONSUMPTION OF MARKET MILK; TO CREATE MARKET AREAS; PROVIDE ADMINISTRATIVE AGENCIES IN SAID MARKET AREAS; PROVIDE FOR FAIR TRADE PRACTICES AND THE CONTROL OF SURPLUS MILK; LICENSING OF PRODUCERS, DISTRIBUTORS, AND MILK DEALERS IN THE MARKET AREAS; PROVIDING FOR MINIMUM MARKET PRICES FOR MARKET MILK AND MILK PRODUCTS, AND PROVIDING A PROCEDURE WHEREBY SAID POWERS MAY BE EXERCISED," examined by this committee and a like committee from the House, has care-

fully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 94 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 95*, by Mr. Snow, entitled, "AN ACT AMENDING SECTION 75-7-27, REVISED STATUTES OF UTAH, 1933, RELATING TO THE APPORTIONMENT OF REVENUE IN EQUALIZATION FUND," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 95 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 183*, by Mr. Holbrook and Mr. Baker, entitled, "AN ACT REPEALING SECTION 3, CHAPTER 50, LAWS OF UTAH, 1933, AND AMENDING SECTIONS 75-6-4 AND 75-2-1, REVISED STATUTES OF UTAH, 1933, RELATING TO TUITIONS AND FEES OF UNIVERSITY AND COLLEGE STUDENTS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 183 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 189* by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE PROCEDURE ON INTERSTATE EXTRADITION AND REPEALING CHAPTER 56, TITLE 105, REVISED STATUTES OF UTAH, 1933, RELATING TO EXTRADITION," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 189 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 213*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTION 100-6-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE UTAH WATER STORAGE COMMISSION," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT.
Chairman.

Report filed.

S. B. No. 213 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 235*, by Mr. Frischknecht, entitled, "AN ACT AMENDING SECTION 36-2-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 36, LAWS OF UTAH, 1935, RELATING TO POWERS AND DUTIES OF THE STATE ROAD COMMISSION, AND REPEALING THOSE PROVISIONS OF SECTIONS 3-13-5, 3-13-6, 3-13-7, 3-13-8, 3-13-14, 3-13-15, 3-13-16, 3-13-22, 3-13-24, 3-13-25, 3-13-26, REVISED

STATUTES OF UTAH, 1933, IN SO FAR AS THEY AFFECT OR RELATE TO THE INSPECTION AND REGULATION OF MEASURING DEVICES USED IN THE SALE OR DISTRIBUTION OF MOTOR FUELS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 235 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 254,* by Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM THE SALT LAKE CITY CHAMBER OF COMMERCE AND COMMERCIAL CLUB THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 32 EXCHANGE PLACE, SALT LAKE CITY, UTAH, TO BE USED AS A STATE OFFICE BUILDING; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES, AND PROVIDING FOR AUTHORIZATION OF A BOND ISSUE TO COVER PRESENT ENCUMBRANCES AND TO MAKE IMPROVEMENTS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 254 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the

House, *H. B. No. 27*, by Mr. Hadley, entitled, "AN ACT PROVIDING FOR THE TAXING OF COSTS AND ATTORNEY'S FEES AND SECURITY THEREFOR IN SUITS AGAINST OFFICERS CHARGED WITH THE DUTY OF ENFORCING THE CRIMINAL LAWS OF THE STATE, OR THE DUTY OF SERVING CIVIL PROCESS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 27 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 29*, by Mr. Burton, entitled, "AN ACT REPEALING SECTIONS 79-12-4, 79-12-5, AND AMENDING SECTION 79-12-7, REVISED STATUTES OF UTAH, 1933, PERTAINING TO AND ABOLISHING THE RECOGNITION OF ASSISTANT PHARMACISTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 29 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 62*, by Mr. Peterson, entitled, "AN ACT PROVIDING FOR ADULT EDUCATION, AND THE ADMINISTRATION THEREOF, DEFINING DUTIES AND POWERS OF THE ADMINISTRATIVE AGENCIES, DESIGNATING WHO MAY ATTEND ADULT CLASSES, APPROPRIATING STATE MONEY TO THE ADULT EDUCATION FUND, APPORTIONING ADULT EDUCATION FUND, AUTHORIZING AND EMPOWERING THE GOVERNOR TO ACCEPT FEDERAL MONEY IN BEHALF OF THE STATE FOR ADULT EDUCATION,

DEFINITION OF ADULT, REPEALING LAWS IN CONFLICT WITH THIS ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 62 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 70*, by Mr. Brewster, entitled, "AN ACT AMENDING SECTION 80-5-4, 80-5-8, REVISED STATUTES OF UTAH, 1933, RELATING TO THE ASSESSMENT OF PROPERTY AND STATEMENTS OF TAXPAYERS RELATIVE THERETO," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 70 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 94*, by Judiciary Committee, entitled, "AN ACT REPEALING SECTIONS 103-43-1, 103-43-2, 103-43-8, 103-43-9, REVISED STATUTES OF UTAH, 1933, RELATING TO PERJURY AND SUBORNATION OF PERJURY, ENACTING NEW SECTIONS KNOWN AS SECTION 2, (1), (2), (3); 3; 4; 5; 6; 7; 8; 9, (1), (2), (3); 10, RELATING TO PERJURY AND SUBORNATION AND PERJURY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk

Communication filed.

H. B. No. 94 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 145*, by Mr. Nelson and Mr. Lamoreaux, entitled, "AN ACT VALIDATING, RATIFYING, APPROVING, AND CONFIRMING BONDS HERETOFORE ISSUED AND CERTAIN PROCEEDINGS HERETOFORE TAKEN FOR THE PURPOSE OF FINANCING OR AIDING IN FINANCING ANY WORK, UNDERTAKING, OR PROJECT BY ANY PUBLIC BODY TO WHICH ANY LOAN OR GRANT HAS BEEN MADE OR IS UNDER CONTRACT TO BE MADE BY THE UNITED STATES OF AMERICA THROUGH THE FEDERAL EMERGENCY ADMINISTRATOR OF PUBLIC WORKS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 145 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 175*, by Mr. Mitchell, Mr. Bennion, Mr. T. W. Jensen, Mr. Low, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 99, LAWS OF UTAH, 1935, RELATING TO FARM LANDS ACQUIRED BY STATE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 175 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 245*, by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson and Mr. Weggeland.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 250,* by Mr. Weggeland, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1937, AND ENDING JUNE 30, 1939; CONFERRING CERTAIN POWERS ON THE GOVERNOR RELATING THERETO; REQUIRING REPORTS FROM STATE OFFICERS; FORBIDDING DEFICITS; AND RESTRICTING OUT-OF-STATE TRAVEL," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 250 was read the first time.

On motion of Senator Snow the rules were suspended and *H. B. No. 250* was read the second and third times and placed on its final passage.

H. B. No. 250 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Griffin, Grover, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Peterson, Royle, Snow, Stevens, Stewart, Mr. President.

Absent and not voting: Senators Farr, Holbrook, Hopkin, Lamoreaux, Tanner, Thornton.

H. B. No. 250 was returned to the House.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 220,* by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE REGULATION OF AERONAUTICS WITHIN THIS STATE, FOR UNIFORMITY IN CERTAIN REGARDS WITH FEDERAL LAWS REGULATING AERONAUTICS, AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 220 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 180,* by Mr. Frischknecht, entitled, "AN ACT TO PREVENT FRAUD AND MISREPRESENTATION IN THE DISTRIBUTION AND SALE OF GASOLINE OR OTHER MOTOR FUEL AND LUBRICATING OR MOTOR OIL, REGULATING THE STORAGE, DISTRIBUTION, AND SALE OF SUCH PRODUCTS, DEFINING THE POWERS AND DUTIES IN RELATION THERETO OF THE STATE ROAD COMMISSION, DEFINING GASOLINE AND OTHER MOTOR FUELS, LUBRICATING OR MOTOR OIL, AND PRESCRIBING SPECIFICATIONS FOR PRODUCTS SOLD OR OFFERED FOR SALE AS GASOLINE, PRESCRIBING PENALTIES FOR THE VIOLATION OF PROVISIONS HEREOF, AND REPEALING CHAPTER 50, LAWS OF UTAH, 1935, AND ACTS INCONSISTENT HEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 180 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. J. R. No. 14,* by Mr. Brewster.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. M. No. 6,* by Mr. Marthakis, Mr. Spence, Miss Garff, entitled, "A MEMORIAL REQUESTING THAT THE SEVENTY-FIFTH CONGRESS OF THE UNITED STATES PASS S. 1375, WHICH PROVIDES PUNISHMENT FOR PERSONS STEALING CATTLE MOVING IN INTERSTATE COMMERCE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 6 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 91*, by Mr. Huggins, entitled, "AN ACT TO AMEND SECTION 103-53-2, REVISED STATUTES OF UTAH, 1933, RELATING TO TRANSACTION OF BUSINESS ON SUNDAY," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 91 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 207*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 20-2-14, REVISED STATUTES OF UTAH, 1933, RELATING TO THE EMPLOYEES OF THE SUPREME COURT OF UTAH AND AUTHORITY TO FIX THE COMPENSATION THEREOF," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 207 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 208*, by Mr. Grover, entitled, "AN ACT AMENDING SECTION 75-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO GRANTING OF ASSISTANCE BY THE UNIVERSITY OF UTAH, THE UTAH STATE AGRICULTURAL COLLEGE AND STATE JUNIOR COLLEGES TO TEACHERS AND EMPLOYEES IN ACQUIRING ANNUITIES," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 208 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 234*, by Committee on Revenue and Taxation, entitled, "AN ACT TO EXTEND THE PERIOD OF LIMITATIONS FOR THE COMMENCEMENT OF AN ACTION FOR A LIABILITY CREATED BY THE STATUTES OF THIS STATE, OTHER THAN FOR A PENALTY OR FORFEITURE, AND TO AMEND SECTION 104-2-26, REVISED STATUTES OF UTAH, 1933," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 234 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 256*, by Sifting Committee, entitled, "AN ACT AUTHORIZING THE ATTORNEY GENERAL TO APPEAR FOR THE STATE AND MAKE THE STATE A PARTY TO TWO ACTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH AND MAKE ANSWER THEREIN FOR THE PURPOSE OF PROTECTING THE INTEREST OF THE STATE TO CERTAIN LANDS," and the same is returned herewith for your further action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 256 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATION FROM THE GOVERNOR

March 11, 1937.

TO THE SENATE:

I have this day nominated the following persons for the offices designated, and hereby respectfully submit their names for your advice and consent:

FOR MEMBER OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of two years ending April 1, 1939:

Henry C. Jorgensen.....Sandy

FOR MEMBER OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1941:

George Abbot .....Tremonton

Respectfully submitted,

HENRY H. BLOOD,
Governor.

On motion of Senator Huggins the Senate resolved itself into Executive Session.

On motion of Senator Grover the Executive Session dissolved.

Senator Parratt moved that the rules be suspended and that the Senate advise and consent to the following appointments of the Governor:

FOR MEMBER OF THE UTAH LIQUOR CONTROL COMMISSION:

Pursuant to Chapter 43, Laws of Utah, 1935. To serve for a term of two years ending April 1, 1939:

Henry C. Jorgensen.....Sandy

FOR MEMBER OF THE STATE ROAD COMMISSION:

Pursuant to Section 36-2-1, Revised Statutes of Utah, 1933, as amended by Chapter 35, Laws of Utah, 1935. To serve for a term ending December 1, 1941:

George Abbot .....Tremonton

Motion carried.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 251*, by Mr. Weggeland, entitled, "AN ACT TO PROVIDE REVENUE FOR THE SUPPORT OF THE GOVERNMENT OF THE STATE, AND FOR HIGH

SCHOOL PURPOSES, FOR THE FISCAL YEARS OF 1937 AND 1938," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 251 was read the first time.

On motion of Senator Huggins the rules were suspended and *H. B. No. 251* was read the second and third times and placed on its final passage.

H. B. No. 251 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Holmes, Huggins, Lindstrom, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Farr, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Peterson, Snow, Tanner.

H. B. No. 251 was returned to the House.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 215*, by Mr. Hummer, entitled, "AN ACT AUTHORIZING THE STATE AUDITOR TO PAY TO THE INDUSTRIAL COMMISSION OF THE STATE OF UTAH IN TRUST FOR HAROLD E. SHERIDAN THE SUM OF $2,400.00 FOR AN INJURY," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 215 was read the first time.

On motion of Senator Parratt the rules were suspended and *H. B. No. 215* was read the second and third times and placed on its final passage.

H. B. No. 215 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Billings, Frischknecht, Holmes, Huggins, Lund, Nelson, Parratt, Royle, Stevens, Stewart, Thornton, Mr. President.

Absent and not voting: Senators Farr, Griffin, Grover, Holbrook, Hopkin, Lamoreaux, Lindstrom, Peterson, Snow, Tanner.

H. B. No. 215 was returned to the House.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, under suspension of the rules, *H. J. R. No. 16,* by Mr. Marthakis, entitled, "A RESOLUTION PROVIDING FOR AN INVESTIGATING COMMITTEE OF SEVEN MEMBERS; PROVIDING FOR THEIR APPOINTMENT, DEFINING THEIR POWERS AND DUTIES, PROVIDING FOR PAYMENT OF THE EXPENSES AND DISTRIBUTION OF THE REPORT," and the same is transmitted herewith for your action.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 16 was read the first time.

On motion of Senator Huggins the rules were suspended and *H. J. R. No. 16* was read the second and third times and placed on its final passage.

On motion of Senator Huggins the bill was amended as follows:

Line 3 of paragraph 3, also in title, line 2, strike the word "seven" and insert the word "five".

Line 2 of the last paragraph, strike the words "two" and insert the words "one".

Wherever the words "Secretary of State" appear strike said words and insert "Supreme Court".

H. J. R. No. 16 then passed on the following roll call:

Yeas, 14; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Billings, Frischknecht, Holbrook, Holmes, Huggins, Lindstrom, Nelson, Parratt, Peterson, Royle, Stevens, Stewart, Thornton, Mr. President.

Those voting in the negative were: Senators Baker and Grover.

Absent and not voting: Senators Farr, Griffin, Hopkin, Lamoreaux, Lund, Snow, Tanner.

H. J. R. No. 16 was returned to the House.

On motion of Senator Parratt the enacting clause was stricken in *S. R. No. 1* and *H. B. No. 182.*

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 112,* by Mr. Selvin, entitled, "AN ACT AMENDING CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER

36, LAWS OF UTAH, 1935, BY ENACTING A NEW SECTION TO BE KNOWN AS SECTION 20, RELATING TO THE POWERS AND DUTIES OF THE STATE ROAD COMMISSION," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 112 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 245*, by Mr. Bennion, Mr. L. B. Johnson, Mr. Lundell, Mr. Granger, Mr. Stringham, Mr. Watson, Mr. Weggeland, entitled, "AN ACT AMENDING SECTION 53-2-1, REVISED STATUTES OF UTAH, 1933, REQUIRING THE BOARDS OR OFFICERS OF THE SEVERAL TAXING DISTRICTS OF THE STATE, IN THE ISSUANCE AND SALE OF THE BONDS OF THEIR RESPECTIVE DISTRICTS, TO OFFER THE SAME TO THE BOARD OF LOAN COMMISSIONERS AND THE STATE LAND BOARD," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 245 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 207*, by Mr. Granger, entitled, "AN ACT REPEALING SECTION 22 OF CHAPTER 1, LAWS OF UTAH, 1936, SPECIAL SESSION, RELATING TO APPROPRIATIONS AND ADDITIONAL SALARIES TO MEMBERS OF THE COMMISSION, AND AMENDING SECTIONS 3, 4, 6, 7, 8, 9, 11, 12, 13, AND 19, CHAPTER 1, LAWS OF UTAH, 1936 SPECIAL SESSION, RELATING TO UNEMPLOYMENT COMPENSATION; BENEFITS; HOW CLAIMS SHALL BE MADE AND DETERMINED; RATE AND PAY OF CONTRIBUTIONS; ESTABLISHMENT AND CONTROL OF UNEMPLOYMENT AND

SPECIAL FUNDS; THE ADMINISTRATION OF THE ACT; RECIPROCAL BENEFIT ARRANGEMENTS, PAYMENT OF MEMBERS OF ADVISORY COUNCILS; MAKING AN APPROPRIATION; DEFINING TERMS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 207 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. M. No. 7,* by Mr. Marthakis and Mr. T. W. Jensen, entitled, "A JOINT MEMORIAL OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH TO THE CONGRESS OF THE UNITED STATES OF AMERICA URGING THE PASSAGE OF H. R. 5028 BY MR. DEEN," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. M. No. 7 was signed by the president in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 14,* by Mr. Brewster entitled, "A JOINT RESOLUTION RELATING TO ERECTION OF A MEMORIAL ON FORT DOUGLAS MILITARY RESERVATION COMMEMORATING THE ENTRANCE OF THE MORMON PIONEERS OF 1847 INTO SALT LAKE VALLEY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 14 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. J. R. No. 15*, by Mr. Marthakis, entitled, "AN ACT IMPOUNDING CERTAIN RECORDS AND EXHIBITS WHICH WERE BROUGHT BEFORE THE SPECIAL INVESTIGATING COMMITTEE APPOINTED BY THE UTAH STATE SENATE AND UTAH HOUSE OF REPRESENTATIVES AND PROVIDING THAT SAID RECORDS BE IMPOUNDED WITH THE SECRETARY OF STATE OF THE STATE OF UTAH, SUBJECT TO INSPECTION BY SUCH PERSONS AS MAY BE DULY AUTHORIZED BY THE ATTORNEY GENERAL," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 15 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 90*, by Mr. Granger, entitled, "AN ACT PROVIDING FOR THE SAFETY OF THE PUBLIC AND RAILROAD EMPLOYEES BY PROHIBITING THE MOVEMENT OF DEFECTIVE ROLLING STOCK OF RAILROAD COMPANIES OPERATING OR IN CONTROL OF THE OPERATION OF RAILROADS WITHIN THE STATE OF UTAH AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 90 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 111*, by Mr. Boyden, entitled, "AN ACT CONCERNING AGRICULTURAL COOPERATIVE ASSOCIATIONS; PROVIDING FOR THE INCORPORATION, OPERATION, CONTROL, MANAGEMENT AND DISSOLUTION THEREOF; PRESCRIBING PENALTIES FOR CONDUCT THAT MAY IMPAIR THE STANDING OR CREDIT OF SUCH ASSOCIATIONS; MAKING UNIFORM THE LAW WITH RELATION THERETO; AND SUPERSEDING AND REPEALING TITLE 2, REVISED STATUTES OF UTAH, 1933," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 111 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 71*, by Mr. Holbrook, entitled, "AN ACT TO REDUCE THE AMOUNT REQUIRED FOR THE REDEMPTION OF PROPERTY SOLD FOR TAXES FOR THE YEARS 1928 TO 1934, INCLUSIVE," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 71 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 200*, by Mrs. Jacob, entitled, "AN ACT AMENDING SECTION 18 AND SECTION 22, CHAPTER 110, LAWS OF UTAH, 1935, RELATING TO METROPOLITAN WATER DISTRICTS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 200 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. C. M. No. 6,* by Mr. Mitchell, entitled, "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO APPROPRIATE $100,000 TO THE COUNTIES OF UINTAH AND DUCHESNE, LOCATED IN THE FORMER INDIAN RESERVATION, STATE OF UTAH, FOR THE PURPOSE OF ERECTING AND EQUIPPING A JUNIOR COLLEGE, TO BE USED JOINTLY BY WHITE AND INDIAN PUPILS, BECAUSE OF UNTAXABLE INDIAN LANDS AND WATER RIGHTS AND EXPENSES INCURRED BY SAID COUNTIES IN EDUCATING AND PROTECTING THE CHILDREN RESIDING ON INDIAN LANDS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. C. M. No. 6 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 60,* by Mr. Lundell, entitled, "AN ACT AMENDING SECTION 2, CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 91, LAWS OF UTAH 1935, RELATING TO THE EMERGENCY REVENUE ACT OF 1933, AS AMENDED; DEFINITIONS USED THEREIN, AND CLARIFYING DEFINITIONS USED THEREIN, AND EXEMPTING FROM TAXATION UNDER THE TERMS OF SAID ACT, ISOLATED TRANSACTIONS AND OCCASIONAL TRANSACTIONS INVOLVING TRANSFER OF PROPERTY RIGHTS FROM PERSONS NOT ENGAGED IN A REGULARLY CONSTITUTED BUSINESS OR ENTERPRISE SUBJECTED TO TAXATION BY THE TERMS OF SAID ACT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 60 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 189*, by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE PROCEDURE ON INTERSTATE EXTRADITION AND REPEALING CHAPTER 56, TITLE 105, REVISED STATUTES OF UTAH, 1933, RELATING TO EXTRADITION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 189 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *S. B. No. 254*, by Mr. Maw, entitled, "AN ACT EMPOWERING THE SECRETARY OF STATE TO ACCEPT AS A GIFT ON BEHALF OF THE STATE FROM THE SALT LAKE CITY CHAMBER OF COMMERCE AND COMMERCIAL CLUB THE PROPERTY AND IMPROVEMENTS THEREON LOCATED AT 32 EXCHANGE PLACE, SALT LAKE CITY, UTAH, TO BE USED AS A STATE OFFICE BUILDING; PROVIDING FOR AN APPROPRIATION TO DEFRAY EXPENSES, AND PROVIDING FOR AUTHORIZATION OF BOND ISSUE TO COVER PRESENT ENCUMBRANCES AND TO MAKE IMPROVEMENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 254 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 76*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION 80-5-54X,

CHAPTER 82, LAWS OF UTAH, 1935, DEFINING CERTAIN DUTIES OF THE STATE TAX COMMISSION AND PROVIDING FOR THE ASSESSMENT OF PROPERITES OF PUBLIC UTILITIES; AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 76 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 95*, by Mr. Snow, entitled, "AN ACT AMENDING SECTION 75-7-27, REVISED STATUTES OF UTAH, 1933, RELATING TO THE APPORTIONMENT OF REVENUE IN EQUALIZATION FUND," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 95 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 94*, by Mr. Nelson, entitled, "AN ACT GIVING TO THE STATE BOARD OF AGRICULTURE POWERS UPON PETITION OF CERTAIN GROUPS INTERESTED IN THE PRODUCTION, DISTRIBUTION, AND CONSUMPTION OF MARKET MILK; TO CREATE MARKET AREAS; PROVIDE ADMINISTRATIVE AGENCIES IN SAID MARKET AREAS; PROVIDE FOR FAIR TRADE PRACTICES AND THE CONTROL OF SURPLUS MILK; LICENSING OF PRODUCERS, DISTRIBUTORS, AND MILK DEALERS IN THE MARKET AREAS; PROVIDING FOR MINIMUM MARKET PRICES FOR MARKET MILK AND MILK PRODUCTS, AND PROVIDING A PROCEDURE WHEREBY SAID POWERS MAY BE EXERCISED," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 94 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 83*, by Mr. Tanner, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 89, LAWS OF UTAH, 1933, PROVIDING FOR THE RELEASE, RELINQUISHMENT, AND CONVEYANCE TO THE UNITED STATES OF AMERICA OF A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP THIRTY-SIX SOUTH, RANGE 4 WEST, SALT LAKE BASE AND MERIDIAN," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 83 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 77*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION 76-4-21, REVISED STATUTES OF UTAH, 1933, AND CREATING A NEW SECTION TO BE KNOWN AS 76-4-21X PROVIDING FOR THE DETERMINATION AND RECORDING OF VALUATIONS OF THE PROPERTIES OF PUBLIC UTILITIES LOCATED WITHIN THE STATE OF UTAH, AND RELATING TO RATES OF PUBLIC UTILITIES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 77 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 235*, by Mr. Frischknecht, entitled, "AN ACT AMENDING SECTION 36-2-4, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 28, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 36, LAWS OF UTAH, 1935, RELATING TO POWERS AND DUTIES OF THE STATE ROAD COMMISSION, AND REPEALING THOSE PROVISIONS OF SECTIONS 3-13-5, 3-13-6, 3-13-7, 3-13-8, 3-13-14, 3-13-15,

3-13-16, 3-13-22, 3-13-24, 3-13-25, 3-13-26, REVISED STATUTES OF UTAH, 1933, IN SO FAR AS THEY AFFECT OR RELATE TO THE INSPECTION AND REGULATION OF MEASURING DEVISES USED IN THE SALE OR DISTRIBUTION OF MOTOR FUELS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

S. B. No. 235 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 4*, by Mr. Maw, entitled, "AN ACT AMENDING SECTION 21, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AS AMENDED BY CHAPTER 92, LAWS OF UTAH, 1935, RELATING TO THE DISPOSITION OF REVENUE DERIVED FROM THE TAX IMPOSED UPON CERTAIN SALES, AND MAKING UP DEFICIENCIES IN CERTAIN DISTRICT SCHOOL AND EQUALIZATION FUNDS AND PROVIDING THAT A PORTION OF THE REVENUE FROM THE TAX IMPOSED UPON CERTAIN SALES BE APPROPRIATED TO THE OLD AGE ASSISTANCE FUND, AND TO THE GOVERNOR FOR BUILDING PURPOSES AND TO SUPPLANT LOSSES INCURRED FROM THE APPLICATION OF HOMESTEAD AND PERSONAL PROPERTY TAX EXEMPTION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

S. B. No. 4 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 183*, by Mr. Holbrook and Mr. Baker, entitled, "AN ACT REPEALING SECTION 3, CHAPTER 50, LAWS OF UTAH, 1933, AND AMENDING SECTION 75-6-4, AND 75-2-1, REVISED STATUTES OF UTAH, 1933, RELATING TO TUITIONS AND FEES OF UNIVERSITY AND COLLEGE STUDENTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,

Chief Clerk.

Communication filed.

S. B. No. 183 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 213*, by Mr. Hopkin, entitled, "AN ACT AMENDING SECTION 100-6-2, REVISED STATUTES OF UTAH, 1933, RELATING TO THE POWERS AND DUTIES OF THE UTAH WATER STORAGE COMMISSION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 213 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 208* by Mr. Grover, entitled, "AN ACT AMENDING SECTION 75-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO GRANTING OF ASSISTANCE BY THE UNIVERSITY OF UTAH, THE UTAH STATE AGRICULTURAL COLLEGE, AND STATE JUNIOR COLLEGES TO TEACHERS AND EMPLOYEES IN ACQUIRING ANNUITIES," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 208 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your committee on Revision and Enrolling, to which has been referred *S. B. No. 188* by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE LAW ON FRESH PURSUIT AND AUTHORIZING THIS STATE TO COOPERATE WITH OTHER STATES THEREIN," examined by this committee and a like committee from the House, has

carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 188 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 211* by Mr. Huggins, entitled, "AN ACT TO REPEAL SECTIONS 7-5-5 AND 7-5-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 7, LAWS OF UTAH, 1933, AND SECTIONS 7-5-9, 7-5-10, 7-5-12, 7-5-13, 7-5-16, AND 7-5-24, REVISED STATUTES OF UTAH, 1933, CONCERNING BUILDING AND LOAN ASSOCIATIONS, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 7-5-5, 7-5-9, 7-5-10, 7-5-11, 7-5-12, 7-5-16, AND 7-5-24, AND RELATING TO GENERAL POWERS, RATIO OF PERMANENT STOCK TO INVESTMENT LIABILITIES, RESERVES, AND RESERVE REQUIREMENTS, WITHDRAWALS, LIMIT OF AND ORDER OF PAYMENT, TERMS DEFINED, DEATH OF MEMBERS, MEMBERS IN ARREARS, WITHDRAWAL VALUE AND FORFEITURE, ANNUAL REPORT AND PUBLICATION OF BUILDING AND LOAN ASSOCIATIONS," has examined the same with a like committee from the House and has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 211 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which was referred *S. B. No. 72* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 76, 77, 84, 86, 89, 90, 92, 103 AND 104, CHAPTER 43, LAWS OF UTAH 1935, RELATING TO BONDS OF PERSONS LICENSED UNDER THE LIQUOR CONTROL ACT, TERM OF LICENSES AND AMOUNT OF LICENSE FEE; QUALIFICATIONS AND CERTIFICA-

TION OF PERSONS LICENSED TO SELL LIGHT BEER, AUTHORITY TO GRANT AND KIND OF SUCH LICENSE, CONTENTS OF LABELS, MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER, AND CONSUMPTION OF BEER ON LICENSED PREMISES; AND REPEALING SECTION 91, CHAPTER 43, LAWS OF UTAH, 1935, examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 72 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 253*, by Mr. Maw, entitled, "AN ACT AMENDING SECTIONS 105-25-1, 105-25-2, 105-25-5, 105-25-15, AND 105-25-17, AS ENACTED BY CHAPTER 122, LAWS OF UTAH, 1935, AND SECTION 105-49-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 134, LAWS OF UTAH, 1935, RELATING TO PLEAS TO AN INDICTMENT OR INFORMATION; FIXING PROCEDURE UPON PLEAS AND UPON A VERDICT OF NOT GUILTY BY REASON OF INSANITY AND WHERE AN INSANE PERSON IS SUBJECT TO A CRIMINAL CHARGE AND WHERE A DEFENDANT GIVES NOTICE OF A PROPOSED DEFENSE OF INSANITY; AND ENACTING NEW SECTIONS REQUIRING A DEFENDANT TO GIVE NOTICE OF A PROPOSED DEFENSE OF INSANITY, AND PROVIDING THAT PENDING PROSECUTIONS SHALL NOT BE AFFECTED BY THIS ACT," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 253 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 219*, by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE ACQUISITION, CONSTRUCTION, OPERATION, AND REGULATION OF AIRPORTS AND OTHER NAVIGATION FACILITIES; DECLARING THE OWNERSHIP AND OPERATION OF AIRPORTS TO BE A PUBLIC, GOVERNMENTAL, AND MUNICIPAL PURPOSE; PROVIDING THE RIGHT OF CONDEMNATION FOR AIRPORT PURPOSES BY CITIES AND OTHER POLITICAL SUBDIVISIONS; PROVIDING FOR THE ISSUANCE OF BONDS AND FOR THE LEVYING OF TAXES FOR SUCH PURPOSES; AND EXTENDING POLICE REGULATIONS TO SUCH PUBLIC AIRPORTS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 219 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day accepted the Joint Conference Committee report on *S. B. No. 128*, by Mr. Lindstrom.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORTS OF SPECIAL COMMITTEE

March 11, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 128* by Mr. Lindstrom reports the following recommendations:

Page 1, line 15, that the Senate concur in the House amendment.

Page 2, line 14, that the Senate concur in the House amendment in which section 2 is stricken and the following is changed to read as fol-

lows: "Additional assistance may be given under this act to all recipients who have qualified for assistance under Senate Bill No. 2, twenty-second legislature, and the assistance may also be given to needy persons over 65 years of age who do not qualify for assistance under Senate Bill No. 2, twenty-second legislature."

Page 3, line 17, that the Senate concur in the House amendment.

Page 3, lines 18, 19, 20, 21, and 22, that the Senate concur in the House amendment.

Page 4, line 8, that the Senate concur in the House amendment.

Page 4, lines 21 and 22, that the Senate concur in the House amendment.

Page 5, line 26, that the House recede from its amendment.

Page 5, line 27, that the Senate concur in the House amendment.

Page 7, line 15, that the Senate concur in the House amendment.

Page 7, line 21, that both the House and the Senate recede from their amendments.

Your Committee wishes to point out that the effective date of *S. B. No. 2* is July 1, 1937, and recommends that the joint rule in conflict therewith be suspended and the effective date of this bill be changed to July 1, 1937.

Respectfully,

WENDELL GROVER,
Chairman, Senate Committee,

S. R. BREWSTER,
Chairman, House Committee.

Report adopted and filed.

S. B. No. 128 then passed on the following roll call:

Yeas, 14; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Holbrook, Holmes, Hopkin, Huggins, Lindstrom, Lund, Parratt, Peterson, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Farr, Frischknecht, Griffin, Lamoreaux, Nelson, Royle, Snow, Stewart, Tanner.

S. B. No. 128 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATION FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day accepted the Joint Conference Committee report on *S. B. No. 129*, by Mr. Lindstrom.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

March 11, 1937.

Mr. President and Mr. Speaker:

Your Conference Committee, to which was referred *S. B. No. 129* by Mr. Lindstrom reports the following recommendations:

Page 2, line 20, that the Senate recede from its amendment.

Page 3, lines 28, 29, 30, and 31, that the House recede from its amendment striking the Senate amendment.

Page 3, lines 32 and 33, that the House recede from its amendment striking the Senate amendment.

Page 4, line 1, that the House recede from its amendment striking the Senate amendment.

Page 5, line 4, that the Senate concur in the House amendment.

Page 5, line 6, that the House recede from its amendments striking the Senate amendments.

Page 5, line 8, that the Senate concur in the House amendment striking the words "or employment" and that the House recede from all other amendments on lines 8 and 9.

Page 5, lines 12 and 16, that the Senate concur in the House amendments.

Page 5, line 26, that the House recede from its amendment striking the Senate amendment.

Page 5, line 31, that the Senate concur in the House amendment.

Page 7, line 6, that the House recede from its amendment.

Page 7, line 27, that the House recede from its amendment.

Page 5, line 25, that the House recede from its amendment.

Page 8, lines 3, 15, 19 and 25, that the Senate recede from its amendments.

Your Committee wishes to point out that the effective date of *S. B. No. 2* is July 1, 1937, and recommends that the joint rule in conflict therewith be suspended and the effective date of this bill be changed to July 1, 1937.

Respectfully,

WENDELL GROVER,
Chairman, Senate Committee,

S. R. BREWSTER,
Chairman, House Committee.

Report adopted and filed.

S. B. No. 129 then passed on the following roll call:

Yeas, 13; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Baker, Billings, Grover, Holbrook, Holmes, Hopkin, Lindstrom, Lund, Parratt, Peterson, Stevens, Thornton, Mr. President.

Absent and not voting: Senators Farr, Frischknecht, Griffin, Huggins, Lamoreaux, Nelson, Royle, Snow, Stewart, Tanner.

S. B. No. 129 was referred to the Committee on Revision and Enrolling to be enrolled and engrossed.

COMMUNICATION FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the House has this day stricken the enacting clause of the following Senate Bills:

S. B. Nos. 56, 65, 90, 102, 103, 119, 131, 132, 133, 146, 147, 147, 149, 154, 161, 201, 203, 204, 206, 225, 250, 257, and 258.

S. J. R. No. 5.

Said bills are returned herewith.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 195* by Mr. Frischknecht and Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 100-1-14, 100-3-3, 100-3-12, 100-3-13, 100-3-14, 100-3-15, 100-3-16, 100-3-17, 100-3-18, 100-3-20, 100-4-11, 100-4-17, 100-5-5, 100-5-6, 100-5-7, AND 100-8-1, REVISED STATUTES OF UTAH, 1933, AND SECTION 100-2-14, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 105, LAWS OF UTAH, 1935, AND SECTION 100-4-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTERS 105 AND 107, LAWS OF UTAH, 1935, RELATING TO WATER AND WATER RIGHTS, THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE THERETO AND THE APPROPRIATION, DETERMINATION, ADMINISTRATION AND DISTRIBUTION THEREOF, AND RELATING TO WITHDRAWAL OF UNAPPROPRIATED WATERS: AMENDING CHAPTER 2, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 100-2-15, AUTHORIZING THE STATE ENGINEER TO ENTER INTO AGREEMENTS WITH FEDERAL AND STATE AGENCIES FOR COOPERATION IN MAKING SURVEYS OF WATER RESOURCES, SNOW SURVEYS, INVESTIGATING FLOOD AND EROSION CONTROL, AND ADJU-

DICATING WATER RIGHTS AND PROVIDING FOR SHARING EXPENSES THEREOF; AMENDING CHAPTER 3, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 100-3-24, 100-3-25, AND 100-3-26, DEFINING A WELL, WELL DRILLER, AND WELL DRILLING AND REQUIRING WELL DRILLERS TO PROCURE PERMITS FROM THE STATE ENGINEER BEFORE DRILLING A WELL OR WELLS IN UTAH; REQUIRING THE STATE ENGINEER TO PROMULGATE RULES AND REGULATIONS FOR WELL DRILLING REQUIRING PERMITTEES TO COMPLY THEREWITH, AND PRESCRIBING PENALTIES FOR FAILURE TO COMPLY WITH SUCH RULES AND REGULATIONS AND WITH THE STATUTES; AMENDING CHAPTER 5, TITLE 100, REVISED STATUTES OF UTAH 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS 100-5-13, PROVIDING FOR AN EXTENSION OF TIME FOR FILING NOTICE OF CLAIM TO UNDERGROUND WATER, PROVIDING THAT NOTICES FILED AFTER MARCH 22, 1936, AND PRIOR TO THE ENACTMENT HEREOF, SHALL HAVE THE SAME FORCE AND EFFECT AS IF FILED IN TIME AND PROVIDING FOR DISPOSITION AND USE OF FEES FOR FILING AND RECORDING SUCH NOTICES," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 195 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred, *S. B. No. 230,* by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 84, LAWS OF UTAH, 1935, RELATING TO THE COLLECTION OF TAXES BY THE TAX COMMISSION AND A PROCEDURE TO PREVENT THE LOSS THEREOF," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 230 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 182*, by Mrs. Lund, entitled, "AN ACT AMENDING SECTIONS 1, 2, 3, 4, AND 6, CHAPTER 72, LAWS OF UTAH, 1935, RELATING TO THE STATE SELF-HELP COOPERATIVE BOARD, ITS MEMBERSHIP, DUTIES, OFFICERS, AND ASSISTANTS; THE APPOINTMENT, REMOVAL AND QUALIFICATIONS OF A DIRECTOR, THE PRODUCTION AND EXCHANGE OF GOODS AND SERVICES BY COOPERATIVE SELF-HELP ASSOCIATIONS; PROVIDING FOR AN APPROPRIATION; AND REPEALING SECTION 5, CHAPTER 72, LAWS OF UTAH, 1935," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 182 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 226*, by Mr. Hopkin, entitled, "AN ACT REPEALING CHAPTER 136, LAWS OF UTAH, 1935, CREATING THE GREAT BASIN AUTHORITY BOARD," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 226 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 247*, by Mr. Holbrook, entitled, "AN ACT MAKING AP-

PROPRIATION FOR THE PURCHASE OF A SUITABLE SITE FOR THE BUILDING OF A NEW STATE PRISON, RELATING TO DISPOSITION OF PRESENT PRISON SITE, AND AUTHORIZING ERECTION OF PRISON STRUCTURES," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 247 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 234*, by Committee on Revenue and Taxation, entitled, "AN ACT TO EXTEND THE PERIOD OF LIMITATIONS FOR THE COMMENCEMENT OF AN ACTION FOR A LIABILITY CREATED BY THE STATUTES OF THIS STATE, OTHER THAN FOR A PENALTY OR FORFEITURE, AND TO AMEND SECTION 104-2-26, REVISED STATUTES OF UTAH, 1933," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,

Report filed. Chairman.

S. B. No. 234 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 66* by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 4 AND 5, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AND SECTION 11, CHAPTER 63, LAWS OF UTAH, 1933, KNOWN AS THE EMERGENCY REVENUE ACT OF 1933, RELATING TO TAXES UPON CERTAIN SALES, PROVIDING FOR THE PAYING AND COLLECTION OF SUCH TAXES, AND PRESCRIBING PENALTIES FOR FAILURE TO PAY SAID TAXES," examined by this committee and a like committee from

the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 66 was signed by ths President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 91* by Mr. Huggins, entitled, "AN ACT TO AMEND SECTION 103-53-2, REVISED STATUTES OF UTAH, 1933, RELATING TO TRANSACTION OF BUSINESS ON SUNDAY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 91 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

The President appointed a committee consisting of Senators Holbrook, Huggins and Stevens to act with a like committee from the House to wait upon the Governor and ascertain if he has any further business to be transacted.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 251*, by Mr. Weggeland, entitled, "AN ACT TO PROVIDE REVENUE FOR THE SUPPORT OF THE GOVERNMENT OF THE STATE, AND FOR HIGH SCHOOL PURPOSES, FOR THE FISCAL YEARS OF 1937 AND 1938," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 251 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 103*, by Committee on Education, entitled, "AN ACT REPEALING CHAPTER 62, LAWS OF UTAH, 1935, AND ENACTING A NEW LAW PROVIDING FOR THE RETIREMENT OF TEACHERS IN THE PUBLIC SCHOOL SYSTEM WITH ANNUITIES AND DISABILITY BENEFITS; CREATING A TEACHERS' RETIREMENT SYSTEM; DEFINING TERMS USED; CREATING A TEACHERS' RETIREMENT BOARD AND PRESCRIBING ITS POWERS AND DUTIES; PROVIDING FOR THE ADMINISTRATIVE COSTS; PRESCRIBING THE SOURCE AND METHOD OF ACQUIRING FUNDS AND THE MANNER OF INVESTING AND DISBURSING SUCH FUNDS; MAKING THE STATE TREASURER CUSTODIAN OF SUCH FUNDS; REQUIRING AUDITS AND REPORTS; AND PROVIDING FOR CO-ORDINATION BETWEEN THE STATE RETIREMENT SYSTEM AND LOCAL SYSTEMS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 103 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 168*, by Mr. Allen, entitled, "AN ACT REPEALING SECTION 18, CHAPTER 41, LAWS OF UTAH, 1935, AND AMENDING SECTIONS 2, 7, 8, 9, 10, 11, 12, 13, 14, 16, AND 19, CHAPTER 41, LAWS OF UTAH, 1935, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 18, 27, 28, 29, RELATING TO MUTUAL BENEVOLENT AND BENEFIT ASSOCIATIONS AND PROVIDING FOR THEIR INCORPORATION, REGISTRATION, REGULATION, FEES, FUNDS, DIRECTORS, BONDS, PENALTIES, AGENTS, AND FOR THE INCORPORATION AND REGULATION OF FOREIGN ASSOCI-

ATIONS," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 168 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 215,* by Mr. Hummer, entitled, "AN ACT AUTHORIZING THE STATE AUDITOR TO PAY TO THE INDUSTRIAL COMMISION OF THE STATE OF UTAH IN TRUST FOR HAROLD E. SHERIDAN THE SUM OF $2,400.00 FOR AN INJURY," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 215 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 250,* by Mr. Weggeland, entitled, "AN ACT MAKING APPROPRIATIONS FOR THE SUPPORT OF THE STATE GOVERNMENT FOR THE PERIOD BEGINNING JULY 1, 1937, AND ENDING JUNE 30, 1939; CONFERRING CERTAIN POWERS ON THE GOVERNOR RELATING THERETO; REQUIRING REPORTS FROM STATE OFFICERS: FORBIDDING DEFICITS; AND RESTRICTING OUT-OF-STATE TRAVEL," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 250 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

COMMUNICATION FROM THE GOVERNOR

March 11, 1937.

TO THE LEGISLATURE,

Ladies and Gentlemen:

I have the honor to advise you that I have no further communications to present to this session of the Twenty-second Legislature of the State of Utah.

I congratulate you on the vigor and sense of duty with which you have attacked the momentous issues which faced you sixty days ago. The net results of your ardous labor will be found, as time goes on, to reflect credit on the spirit which has marked your deliberations. The real accomplishments of the session will receive hearty commendation from the citizenry you represent.

I have enjoyed the acquaintance formed with you during your stay at the Capitol, and I hope we shall become still more intimately associated, officially and personally. To you the doors of the executive office will be always open, and I look forward to visiting you in your respective communities.

My best wishes are extended to each of you.

Very respectfully yours,

HENRY H. BLOOD,

Governor.

Communication filed.

REPORTS OF STANDING COMMITTEE

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 129* by Mr. Lindstrom, entitled, "AN ACT TO AMEND SECTIONS 2, 3, 7, AND 8, OF CHAPTER 69, LAWS OF UTAH, 1935, RELATING TO THE STATE DEPARTMENT OF PUBLIC WELFARE, PROVIDING FOR THE APPOINTMENT OF A STATE BOARD OF PUBLIC WELFARE; AUTHORIZING THE APPOINTMENT OF A DIRECTOR AND OTHER ASSISTANTS AND EMPLOYEES OF THE DEPARTMENT AND PROVIDING FOR THEIR COMPENSATIONS; DEFINING THE POWERS AND DUTIES OF SUCH BOARD AND SUCH DIRECTOR; AUTHORIZING THEIR BOARD TO ACT AS THE OFFICIAL AGENCY OF THE STATE IN THE ADMINISTRATION OF ANY STATE OR FEDERAL FUNDS MADE AVAILABLE FOR RELIEF AND WELFARE PURPOSES; PROVIDING FOR THE CREATION OF COUNTY OR DISTRICT DEPARTMENT OF PUBLIC WELFARE AND DEFINING THEIR POWERS AND DUTIES; AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 11, 12, 13, 14, 15, 16, 17, AND 18, PROVIDING FOR THE

GRANTING, ADMINISTRATION, AND TERMINATION OF GRANTS-IN-AID TO COUNTIES, THE CREATION AND SELECTION OF MEMBERS OF COUNTY AND DISTRICT WELFARE BOARDS, COUNTY AND DISTRICT WELFARE DIRECTORS, AND OTHER ADMINISTRATIVE EMPLOYEES, DEFINING THE POWERS AND DUTIES OF THE STATE, COUNTY, AND DISTRICT DEPARTMENTS, THE LEVYING AND COLLECTION OF TAXES, INCREASING COUNTY BUDGETS, DEFINITIONS OF TERMS, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 129 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 92* by the Committee on Judiciary, entitled, "AN ACT TO AMEND SECTION 28-5-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE FEES AND MILEAGE OF WITNESSES ATTENDING UPON THE DISTRICT COURT OR A GRAND JURY," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 92 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 231* by Committee on Revenue and Taxation, entitled, "AN ACT TO PROVIDE FOR THE COLLECTION OF PROPERTY TAXES IN THE CASE OF WASTE OR DEPLETION," examined by

this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 231 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 212* by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 2, 4, 5, 6, 7, 8, 9, AND 14, OF CHAPTER 4, LAWS OF UTAH, 1935, RELATING TO BONDING, LICENSING, REGULATION, AND SUPERVISION OF PRODUCE DEALERS ENGAGED IN HANDLING OR SELLING FARM PRODUCTS, AND PROVIDING FOR THE LICENSING AND BONDING OF PROCESSORS OF FARM PRODUCTS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 212 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 145*, by Mr. Nelson and Mr. Lamoreaux, entitled, "AN ACT VALIDATING, RATIFYING, APPROVING, AND CONFIRMING BONDS HERETOFORE ISSUED AND CERTAIN PROCEEDINGS HERETOFORE TAKEN FOR THE PURPOSE OF FINANCING OR AIDING IN FINANCING ANY WORK, UNDERTAKING, OR PROJECT BY ANY PUBLIC BODY TO WHICH ANY LOAN OR GRANT HAS BEEN MADE OR IS UNDER CONTRACT TO BE MADE BY THE UNITED STATES OF AMERICA THROUGH THE FEDERAL EMERGENCY ADMINISTRATOR OF PUBLIC WORKS, examined by this committee and a like committee from the House, has carefully com-

pared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 145 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 223*, by Committee on Revenue and Taxation, entitled, "AN ACT TO REGULATE THE BUSINESS OF SELLING USED MOTOR VEHICLES BY DEALERS NOT RESIDING IN OR HAVING A PERMANENT PLACE OF BUSINESS IN THE STATE OF UTAH, AND BY RESIDENT DEALERS PURCHASING, HANDLING, AND SELLING USED MOTOR VEHICLES RECEIVED OR ACQUIRED FROM NONRESIDENT DEALERS; REQUIRING ALL USED CARS BROUGHT INTO THE STATE FOR THE PURPOSE OF SALE TO BE REGISTERED WITH THE STATE TAX COMMISSION, ALL SUCH DEALERS TO EXECUTE AND DELIVER TO EACH PURCHASER OF A USED MOTOR VEHICLE A BOND INDEMNIFYING THE PURCHASER AGAINST FAILURE OF TITLE OR BREACH OF WARRANTEE OR FRAUDULENT MISREPRESENTATIONS, AND THE DELIVERY OF A CERTIFICATE OF TITLE TO THE VENDEE; DEFINING TERMS, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 223 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 84* by the Committee on Judiciary, entitled, "AN ACT TO SECURE THE ATTENDANCE OF WITNESSES FROM WITHOUT THIS STATE IN GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS; AND PROCEEDINGS, TO PROVIDE FOR THE

ATTENDANCE OF WITNESSES WITHIN THIS STATE AT GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS IN OTHER STATES, THE DISTRICT OF COLUMBIA, AND THE TERRITORIES OF THE UNITED STATES; AND TO MAKE UNIFORM THE LAW WITH RESPECT THERETO," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 84 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 128*, by Mr. Lindstrom, entitled, "AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO AGED AND BLIND PERSONS IN NEED, AID TO DEPENDENT CHILDREN AND OTHER PERSONS IN NECESSITOUS CIRCUMSTANCES PRESCRIBING THE CONDITIONS THEREOF, AND REPEALING ALL LAWS IN CONFLICT HEREWITH," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 128 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 207*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 20-2-14, REVISED STATUTES OF UTAH, 1933, RELATING TO EMPLOYEES OF THE SUPREME COURT OF UTAH AND AUTHORITY TO FIX THE COMPENSATION THEREOF," examined by this committee and a like committee from the House, has carefully

compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 207 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 256* by Sifting Committee, entitled, "AN ACT AUTHORIZING THE ATTORNEY GENERAL TO APPEAR FOR THE STATE AND MAKE THE STATE A PARTY TO TWO ACTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH AND MAKE ANSWER THEREIN FOR THE PURPOSE OF PROTECTING THE INTEREST OF THE STATE TO CERTAIN LANDS," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 256 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 11, 1937.

Mr. President:

Your Committee on Revision and Enrolling, to which has been referred *S. B. No. 187,* by Mr. Huggins, entitled, "AN ACT TO PROVIDE THAT THE STATE OF UTAH MAY ENTER INTO A COMPACT WITH ANY OF THE UNITED STATES FOR MUTUAL HELPFULNESS IN RELATION TO CONVICTED PERSONS ON PROBATION OR PAROLE," examined by this committee and a like committee from the House, has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,

D. W. PARRATT,
Chairman.

Report filed.

S. B. No. 187 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *H. B. No. 164,* by Mr. T. W. Jensen, entitled, "AN ACT DECLARING THE NECESSITY OF CREATING GOVERNMENTAL SUBDIVISIONS OF THE STATE, TO BE KNOWN AS "SOIL CONSERVATION AND FLOOD CONTROL DISTRICTS," TO ENGAGE IN CONSERVING SOIL RESOURCES AND PREVENTING AND CONTROLLING SOIL EROSION; TO ESTABLISH THE STATE SOIL CONSERVATION COMMITTEE, AND TO DEFINE ITS POWERS AND DUTIES; TO PROVIDE FOR THE CREATION OF SOIL CONSERVATION DISTRICTS; TO DEFINE THE POWERS AND DUTIES OF SOIL CONSERVATION DISTRICTS, AND TO PROVIDE FOR THE EXERCISE OF SUCH POWERS, INCLUDING THE POWER TO ACQUIRE PROPERTY BY PURCHASE, GIFT, AND OTHERWISE; TO EMPOWER SUCH DISTRICTS TO ADOPT PROGRAMS AND REGULATIONS FOR THE DISCONTINUANCE OF LAND USE PRACTICES CONTRIBUTING TO SOIL WASTAGE AND SOIL EROSION, AND THE ADOPTION AND CARRYING OUT OF SOIL CONSERVING LAND USE PRACTICES, AND TO PROVIDE FOR THE ENFORCEMENT OF SUCH PROGRAMS AND REGULATIONS; TO PROVIDE FOR ESTABLISHING BOARDS OF ADJUSTMENT IN CONNECTION WITH LAND USE, REGULATIONS, AND TO DEFINE THEIR FUNCTIONS AND POWERS; TO PROVIDE FOR FINANCIAL ASSISTANCE TO SUCH SOIL CONSERVATION DISTRICTS, AND MAKING AN APPROPRIATION FOR THAT PURPOSE; TO DECLARE AN EMERGENCY REQUIRING THAT THIS ACT TAKE EFFECT FROM THE DATE OF ITS PASSAGE, AND FOR OTHER PURPOSES," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. B. No. 164 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House,

H. J. R. No. 16, by Mr. Marthakis, entitled, "A JOINT RESOLUTION PROVIDING FOR AN INVESTIGATION COMMITTEE OF FIVE MEMBERS; PROVIDING FOR THEIR APPOINTMENT, DEFINING THEIR POWERS AND DUTIES, PROVIDING FOR PAYMENT OF THE EXPENSES AND DISTRIBUTION OF THE REPORT," and the same is transmitted herewith for the signature of the President.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

H. J. R. No. 16 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 129*, by Mr. Lindstrom, entitled, "AN ACT TO AMEND SECTIONS 2, 3, 7, AND 8, OF CHAPTER 69, LAWS OF UTAH, 1935, RELATING TO THE STATE DEPARTMENT OF PUBLIC WELFARE, PROVIDING FOR THE APPOINTMENT OF A STATE BOARD OF PUBLIC WELFARE; AUTHORIZING THE APPOINTMENT OF A DIRECTOR AND OTHER ASSISTANTS AND EMPLOYEES OF THE DEPARTMENT AND PROVIDING FOR THEIR COMPENSATIONS; DEFINING THE POWERS AND DUTIES OF SUCH BOARD AND SUCH DIRECTOR, AUTHORIZING THE BOARD TO ACT AS THE OFFICIAL AGENCY OF THE STATE IN THE ADMINISTRATION OF ANY STATE OR FEDERAL FUNDS MADE AVAILABLE FOR RELIEF AND WELFARE PURPOSES; PROVIDING FOR THE CREATION OF COUNTY OR DISTRICT DEPARTMENTS OF PUBLIC WELFARE AND DEFINING THEIR POWERS AND DUTIES; AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 11, 12, 13, 14, 15, 16, 17, AND 18, PROVIDING FOR THE GRANTING, ADMINISTRATION, AND TERMINATION OF GRANTS-IN-AID TO COUNTIES, THE CREATION AND SELECTION OF MEMBERS OF COUNTY AND DISTRICT WELFARE BOARDS, COUNTY AND DISTRICT WELFARE DIRECTORS, AND OTHER ADMINISTRATIVE EMPLOYEES, DEFINING THE POWERS AND DUTIES OF THE STATE, COUNTY, AND DISTRICT DEPARTMENTS, THE LEVYING AND COLLECTION OF TAXES, INCREASING COUNTY BUDGETS, DEFINITIONS OF TERMS, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk

Communication filed.

S. B. No. 129 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 212*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 2, 4, 5, 6, 7, 8, 9, AND 14 OF CHAPTER 4, LAWS OF UTAH, 1935, RELATING TO BONDING, LICENSING, REGULATION, AND SUPERVISION OF PRODUCE DEALERS ENGAGED IN HANDLING OR SELLING FARM PRODUCTS, AND PROVIDING FOR THE LICENSING AND BONDING OF PROCESSORS OF FARM PRODUCTS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 212 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 247*, by Mr. Holbrook, entitled, "AN ACT MAKING APROPRIATION FOR THE PURCHASE OF A SUITABLE SITE FOR THE BUILDING OF A NEW STATE PRISON, RELATING TO DISPOSITION OF PRESENT PRISON SITE, AND AUTHORIZING ERECTION OF PRISON STRUCTURES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 247 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 234*, by Committee on Revenue and Taxation, entitled, "AN ACT TO EXTEND THE PERIOD OF LIMITATIONS FOR THE COMMENCEMENT OF AN ACTION FOR A LIABILITY CREATED BY THE STATUTES OF THIS STATE, OTHER THAN FOR A PENALTY OR FORFEITURE, AND TO AMEND SECTION 104-2-26, RE-

VISED STATUTES OF UTAH, 1933," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 234 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed, in open session, in the presence of the House, *S. B. No. 128*, by Mr. Lindstrom, entitled, "AN ACT TO PROMOTE THE PUBLIC WELFARE BY PROVIDING FOR PUBLIC ASSISTANCE TO AGED AND BLIND PERSONS IN NEED, AID TO DEPENDENT CHILDREN AND OTHER PERSONS IN NECESSITOUS CIRCUMSTANCES, PRESCRIBING THE CONDITIONS THEREOF, AND REPEALING ALL LAWS IN CONFLICT HEREWITH," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 128 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 231*, by Committee on Revenue and Taxation, entitled, "AN ACT TO PROVIDE FOR THE COLLECTION OF PROPERTY TAXES IN THE CASE OF WASTE OR DEPLETION," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 231 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 226*, by Mr. Hopkin, entitled, "AN ACT REPEALING CHAPTER 136, LAWS

OF UTAH, 1935, CREATING THE GREAT BASIN AUTHORITY BOARD," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 226 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 230*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTION 1, CHAPTER 84, LAWS OF UTAH, 1935, RELATING TO THE COLLECTION OF TAXES BY THE TAX COMMISSION AND A PROCEDURE TO PREVENT THE LOSS THEREOF," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 230 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 84*, by the Committee on Judiciary, entitled, "AN ACT TO SECURE THE ATTENDANCE OF WITNESSES FROM WITHOUT THIS STATE IN GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS; AND PROCEEDINGS, TO PROVIDE FOR THE ATTENDANCE OF WITNESSES WITHIN THIS STATE AT GRAND JURY INVESTIGATIONS AND CRIMINAL PROSECUTIONS IN OTHER STATES, THE DISTRICT OF COLUMBIA, AND THE TERRITORIES OF THE UNITED STATES; AND TO MAKE UNIFORM THE LAW WITH RESPECT THERETO," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 84 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the

House, *S. B. No. 182*, by Mrs. Lund, entitled, "AN ACT AMENDING SECTIONS 1, 2, 3, 4, AND 6, CHAPTER 72, LAWS OF UTAH, 1935, RELATING TO THE STATE SELF-HELP COOPERATIVE BOARD, ITS MEMBERSHIP, DUTIES, OFFICERS, AND ASSISTANTS; THE APPOINTMENT, REMOVAL AND QUALIFICATIONS OF A DIRECTOR, THE PRODUCTION AND EXCHANGE OF GOODS AND SERVICES BY COOPERATIVE SELF-HELP ASSOCIATIONS; PROVIDING FOR AN APPROPRIATION; AND REPEALING SECTION 5, CHAPTER 72, LAWS OF UTAH, 1935," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 182 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 91*, by Mr. Huggins, entitled, "AN ACT TO AMEND SECTION 103-53-2, REVISED STATUTES OF UTAH, 1933, RELATING TO TRANSACTION OF BUSINESS ON SUNDAY," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 91 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 145*, by Mr. Nelson and Mr. Lamoreaux, entitled, "AN ACT VALIDATING, RATIFYING, APPROVING, AND CONFIRMING BONDS HERETOFORE ISSUED AND CERTAIN PROCEEDINGS HERETOFORE TAKEN FOR THE PURPOSE OF FINANCING OR AIDING IN FINANCING ANY WORK UNDERTAKING, OR PROJECT BY ANY PUBLIC BODY TO WHICH ANY LOAN OR GRANT HAS BEEN MADE OR IS UNDER CONTRACT TO BE MADE BY THE UNITED STATES OF AMERICA THROUGH THE FEDERAL EMERGENCY ADMINISTRATOR OF PUBLIC WORKS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 145 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honoroble Body that the Speaker has this day signed in open session in the presence of the House, *S. B. No. 66*, by Committee on Revenue and Taxation, entitled, "AN ACT AMENDING SECTIONS 4 AND 5, CHAPTER 63, LAWS OF UTAH, 1933, AS AMENDED BY CHAPTER 20, LAWS OF UTAH, 1933, SECOND SPECIAL SESSION, AND SECTION 11, CHAPTER 63, LAWS OF UTAH, 1933, KNOWN AS THE EMERGENCY REVENUE ACT OF 1933, RELATING TO TAXES UPON CERTAIN SALES, PROVIDING FOR THE PAYING AND COLLECTION OF SUCH TAXES, AND PRESCRIBING PENALTIES FOR FAILURE TO PAY SAID TAXES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 66 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 207*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTION 20-2-14, REVISED STATUTES OF UTAH, 1933, RELATING TO EMPLOYEES OF THE SUPREME COURT OF UTAH AND AUTHORITY TO FIX THE COMPENSATION THEREOF," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 207 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 195*, by Mr. Frischknecht and Mr. Hopkin, entitled, "AN ACT AMENDING SECTIONS 100-1-14, 100-3-3, 100-3-12, 100-3-13, 100-3-14, 100-3-15, 100-3-16, 100-3-17, 100-3-18, 100-3-20, 100-4-11, 100-4-17, 100-5-5, 100-5-6, 100-5-7, AND 100-8-1, REVISED STATUTES OF UTAH, 1933, AND SECTION 100-2-14, REVISED STATUTES OF UTAH, 1933, AS

AMENDED BY CHAPTER 105, LAWS OF UTAH, 1935, AND SECTION 100-4-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTERS 105 AND 107, LAWS OF UTAH, 1935, RELATING TO WATER AND WATER RIGHTS, THE POWERS AND DUTIES OF THE STATE ENGINEER WITH REFERENCE THERETO AND THE APPROPRIATION, DETERMINATION, ADMINISTRATION AND DISTRIBUTION THEREOF, AND RELATING TO WITHDRAWAL OF UNAPPROPRIATED WATERS: AMENDING CHAPTER 2, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 100-2-15, AUTHORIZING THE STATE ENGINEER TO ENTER INTO AGREEMENTS WITH FEDERAL AND STATE AGENCIES FOR COOPERATION IN MAKING SURVEYS OF WATER RESOURCES, SNOW SURVEYS, INVESTIGATING FLOOD AND EROSION CONTROL, AND ADJUDICATING WATER RIGHTS AND PROVIDING FOR SHARING EXPENSES THEREOF; AMENDING CHAPTER 3, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 100-3-24, 100-3-25, AND 100-3-26, DEFINING A WELL, WELL DRILLER, AND WELL DRILLING AND REQUIRING WELL DRILLERS TO PROCURE PERMITS FROM THE STATE ENGINEER BEFORE DRILLING A WELL OR WELLS IN UTAH; REQUIRING THE STATE ENGINEER TO PROMULGATE RULES AND REGULATIONS FOR WELL DRILLING, REQUIRING PERMITEES TO COMPLY THEREWITH, AND PRESCRIBING PENALTIES FOR FAILURE TO COMPLY WITH SUCH RULES AND REGULATIONS AND WITH THE STATUTES; AMENDING CHAPTER 5, TITLE 100, REVISED STATUTES OF UTAH, 1933, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS 100-5-13, PROVIDING FOR AN EXTENSION OF TIME FOR FILING NOTICE OF CLAIM TO UNDERGROUND WATER, PROVIDING THAT NOTICES FILED AFTER MARCH 22, 1936, AND PRIOR TO THE ENACTMENT HEREOF, SHALL HAVE THE SAME FORCE AND EFFECT AS IF FILED IN TIME AND PROVIDING FOR DISPOSITION AND USE OF FEES FOR FILING AND RECORDING SUCH NOTICES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 195 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 208,*

by Mr. Grover, entitled, "AN ACT AMENDING SECTION 75-3-1, REVISED STATUTES OF UTAH, 1933, RELATING TO GRANTING OF ASSISTANCE BY THE UNIVERSITY OF UTAH, THE UTAH STATE AGRICULURAL COLLEGE, AND STATE JUNIOR COLLEGES TO TEACHERS AND EMPLOYEES IN ACQUIRING ANNUITIES," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 208 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 188*, by Mr. Huggins, entitled, "AN ACT TO MAKE UNIFORM THE LAW ON FRESH PURSUIT AND AUTHORIZING THE STATE TO CO-OPERATE WITH OTHER STATES THEREIN," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 188 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 211*, by Mr. Huggins, entitled, "AN ACT TO REPEAL SECTIONS 7-5-5 AND 7-5-11, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 7, LAWS OF UTAH, 1933, AND SECTIONS 7-5-9, 7-5-10, 7-5-12, 7-5-13, 7-5-16, AND 7-5-24, REVISED STATUTES OF UTAH, 1933, CONCERNING BUILDING AND LOAN ASSOCIATIONS, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 7-5-5, 7-5-9, 7-5-10, 7-5-11, 7-5-12, 7-5-16, AND 7-5-24, AND RELATING TO GENERAL POWERS, RATIO OF PERMANENT STOCK TO INVESTMENT LIABILITIES, RESERVES, AND RESERVE REQUIREMENTS, WITHDRAWALS, LIMIT OF AND ORDER OF PAYMENT, TERMS DEFINED, DEATH OF MEMBERS, MEMBERS IN ARREARS, WITHDRAWAL VALUE AND FORFEITURE, ANNUAL REPORT AND PUBLICATION OF BUILDING AND LOAN ASSOCIATIONS," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 211 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 72*, by Mr. Holbrook, entitled, "AN ACT AMENDING SECTIONS 76, 77, 84, 86, 89, 90, 92, 103, AND 104, CHAPTER 43, LAWS OF UTAH, 1935, RELATING TO BONDS OF PERSONS LICENSED UNDER THE LIQUOR CONTROL ACT, TERMS OF LICENSES AND AMOUNT OF LICENSE FEE; QUALIFICATIONS AND CERTIFICATION OF PERSONS LICENSED TO SELL LIGHT BEER, AUTHORITY TO GRANT AND KIND OF SUCH LICENSE, CONTENTS OF LABELS, MANNER OF AFFIXING STAMPS TO CONTAINERS OF BEER, AND CONSUMPTION OF BEER ON LICENSED PREMISES; AND REPEALING SECTION 91, CHAPTER 43, LAWS OF UTAH, 1935," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 72 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 219*, by Mr. Farr, entitled, "AN ACT PROVIDING FOR THE ACQUISITION, CONSTRUCTION, OPERATION AND REGULATION OF AIRPORTS AND OTHER NAVIGATION FACILITIES; DECLARING THE OWNERSHIP AND OPERATION OF AIRPORTS TO BE A PUBLIC, GOVERNMENTAL, AND MUNICIPAL PURPOSE; PROVIDING THE RIGHT OF CONDEMNATION FOR AIRPORT PURPOSES BY CITIES AND OTHER POLITICAL SUBDIVISIONS; PROVIDING FOR THE ISSUANCE OF BONDS AND FOR THE LEVYING OF TAXES FOR SUCH PURPOSES: AND EXTENDING POLICE REGULATIONS TO SUCH PUBLIC AIRPORTS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 219 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 253*, by Mr. Maw, entitled, "AN ACT AMENDING SECTIONS 105-25-1, 105-25-2, 105-25-5, 105-25-15, AND 105-25-17, AS ENACTED BY CHAPTER 122, LAWS OF UTAH, 1935, AND SECTION 105-49-2, REVISED STATUTES OF UTAH, 1933, AS AMENDED BY CHAPTER 134, LAWS OF UTAH, 1935, RELATING TO PLEAS TO AN INDICTMENT OR INFORMATION; FIXING PROCEDURE UPON PLEAS AND UPON A VERDICT OF NOT GUILTY BY REASON OF INSANITY AND WHERE AN INSANE PERSON IS SUBJECT TO A CRIMINAL CHARGE AND WHERE A DEFENDANT GIVES NOTICE OF A PROPOSED DEFENSE OF INSANITY; AND ENACTING NEW SECTIONS REQUIRING A DEFENDANT TO GIVE NOTICE OF A PROPOSED DEFENSE OF INSANITY, AND PROVIDING THAT PENDING PROSECUTIONS SHALL NOT BE AFFECTED BY THIS ACT," and the same is forwarded herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 253 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 256*, by Sifting Committee, entitled, "AN ACT AUTHORIZING THE ATTORNEY GENERAL TO APPEAR FOR THE STATE AND MAKE THE STATE A PARTY TO TWO ACTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH AND MAKE ANSWER THEREIN FOR THE PURPOSE OF PROTECTING THE INTEREST OF THE STATE TO CERTAIN LANDS," and the same is returned herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 256 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 187*,

by Mr. Huggins, entitled, "AN ACT TO PROVIDE THAT THE STATE OF UTAH MAY ENTER INTO A COMPACT WITH ANY OF THE UNITED STATES FOR MUTUAL HELPFULNESS IN RELATION TO CONVICTED PERSONS ON PROBATION OR PAROLE," and the same is returned herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 187 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, in the presence of the House, *S. B. No. 92*, by the Committee on Judiciary, entitled, "AN ACT TO AMEND SECTION 28-5-4, REVISED STATUTES OF UTAH, 1933, RELATING TO THE FEES AND MILEAGE OF WITNESSES ATTENDING UPON THE DISTRICT COURT OR A GRAND JURY," and the same is returned herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 92 was transmitted to the Governor.

March 11, 1937.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, in the presence of the House, *S. B. No. 223*, by Committee on Revenue and Taxation, entitled, "AN ACT TO REGULATE THE BUSINESS OF SELLING USED MOTOR VEHICLES BY DEALERS NOT RESIDING IN OR HAVING A PERMANENT PLACE OF BUSINESS IN THE STATE OF UTAH, AND BY RESIDENT DEALERS PURCHASING, HANDLING, AND SELLING USED MOTOR VEHICLES RECEIVED OR ACQUIRED FROM NON-RESIDENT DEALERS; REQUIRING ALL USED CARS BROUGHT INTO THE STATE FOR THE PURPOSE OF SALE TO BE REGISTERED WITH THE STATE TAX COMMISSION, ALL SUCH DEALERS TO EXECUTE AND DELIVER TO EACH PURCHASER OF A USED MOTOR VEHICLE A BOND INDEMNIFYING THE PURCHASER AGAINST FAILURE OF TITLE OR BREACH OF WARRANTEE OR FRAUDULENT MISREPRESENTATIONS, AND THE DELIVERY OF A CERTIFICATE OF TITLE TO THE VENDEE; DEFINING TERMS,

AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT," and the same is returned herewith for transmission to the Governor.

Respectfully,

J. WALDO PARRY,
Chief Clerk.

Communication filed.

S. B. No. 223 was transmitted to the Governor.

March 11, 1937.

Mr. President:

We, your Committee on Revision of the Journal, respectfully report that we have read the Journal for the sixtieth day and find it correct, with minor amendments noted on the final copy.

Respectfully,

G. V. BILLINGS,
IRA A. HUGGINS.

Report adopted and filed.

The President appointed a committee consisting of Senators Lund, Stewart and Hopkin to notify the House that the Senate has concluded its business and is ready to adjourn sine die.

A committee from the House consisting of Representatives Selvin, Ablett and Hadley appeared and notified the Senate that the House had concluded its business and was ready to adjourn sine die.

On motion of Senator Stevens the Twenty-second Session of the Utah State Senate adjourned sine die.

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SENATE BILLS

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
1	Maw and Royle—Direct Primary Law	33	36	105	131	301	305	525	545	559		106, 146, 159, 303
2	Maw—Old Age Assistance	33	37	57	65	233	257	620	651	672		75, 84, 175, 235, 253
3	Maw—Excise Tax on Alcoholic Beverage	34	37									158
4	Maw—Disposition of Revenue Derived from The Sales Tax	34	37	195	235	620	620	712	788	811		175, 533, 616
5	Maw—Firemen's Pension Fund	34	37	165	320	338	347	664	708	729		317, 346
6	Lindstrom—Junior College at Price, Utah	35	38	82	113	175	176	299	308	338	419	114
7	Nelson—Filling Vacancies in Legislature	35	38	93	538							491, 543
8	Nelson—Creating Department of Justice	35	38	128	403	417	417	542	568	568		57, 157, 292, 321, 402, 548, 565
9	Maw—Creating State Highway Board	35	38	115								106, 762
10	Holbrook—Extend Time When Taxes Shall Become Delinquent	39	42	57	65	89	90	137				84
11	Nelson—Creating Department of State Police	39	43	127	320	368						183, 242, 317, 338, 375, 379
12	Holbrook—Creating a Legislative Bureau	39	43	58	84	103	103	300				65, 90
13	Billings—Coordination with F. H. A.	39	43	82	112	112	113	137	163	178	221	
14	Grover—Relating to the State Fair Association	40	43	105								762
15	Grover—Relating to Appointment of Executive Secretary of Board of Purchase and Supplies	40	44	93								762
16	Nelson—Relating to Motor Vehicle Registration	40	44		41	41						42, 48, 49
17	Hopkin and Holmes—Distribution of Taylor Grazing Funds	40	44	67	112	120	120	200	202	223	258	
18	Huggins and Royle—Limiting the Length of Trains	40	44	105	400	424						317, 320, 435
19	Royle—Recognizing Assignment by Employees	41	45	58	112	119	175	316	325	339	419	120, 187, 224, 252
20	Lindstrom—Taxing Sale of Natural Gas	46	51									539, 563, 762
21	Lindstrom—Regulation of Gas Corporations	47	51									90
22	Lamoreaux—Appropriation to Joseph Weidner	47	52	602								762
23	Lamoreaux—Requiring Physicians to File Copies of Industrial Examinations	47	52	166								586, 762

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
24	Lamoreaux—Relating to Kidnapping	47	59	191								762
25	Lamoreaux—Deputizing of Employees	48	52	58	104	112	119	224	229	246	330	
26	Stevens—License Fees for Sale of Cigarettes	48	52									111
27	Royle—Requiring Registration with Industrial Commission	48	53	58	90	90	90	222	261	278	348	
28	Royle—Registration of Labor Organizations with Industrial Commission	48	53	59	104	104	111	222	225	246	331	
29	Nelson—Expiration of Automobile Registration	48			49	49	49	50	50	50	53	
30	Stevens—Establishment of Branch Bank Offices	49	53	82	146	177	178	283	286	315	349	112, 120
31	Grover—Relating to the Business of Land Value Insurance	55	68	217	577	585	586	704	748	762		539
32	Nelson—Registration of Motor Vehicles	55										64
33	Nelson—Relating to the State Engineer	55	59	148								762
34	Royle—Relating to the Duties of Industrial Commission	56	59	82	121	176	176	279	286	315	420	
35	Grover and Lindstrom—Municipal Utilities	60	79	311								762
36	Grover and Lindstrom—Financing of Municipal Utilities	60	94									762
37	Snow, Stewart and Grover—Licensing of Beer Vendors	60	94	148	481							175, 290, 491, 718
38	Lund—Designation of a State Song	61	68	93	307	307	307	362	388	401	443	
39	Grover—Relating to Mosquito Abatement Districts	61	68	82	120	301	301	362	388	401	443	
40	Lund, Holbrook and Huggins—Homestead Exemption	61	79	356								762
41	Holbrook—Maximum Levies That May be Made in Counties	61	80	355								762
42	Holbrook—Apportionment of State High School Fund	61	68	521	534	645	646	665	708	730		515
43	Holbrook—Relating to the Attorney General	62	69	167								762
44	Holbrook—Appropriation to the Utah State Police	62	69	326	368							380
45	Holbrook—Appropriation for the Enforcement of Law and Policing of Highways	62	69	327	368							380
46	Holbrook—Creating the Department of Utah State Police	62	94	237								317, 320, 380

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
47	Farr, Holmes and Stevens—Relating to Fish and Game	62	69	86	122	176	177	396	414	425	449	
48	Snow—Fees for Students Entering Junior Colleges	63	70	148								321, 762
49	Huggins—Exempting Sheriff and Precinct Constable from Personal Liability	63	70	132								762 762
50	Huggins—Relating to Powers and Duties of County Attorney	63	87	166								762
51	Huggins—Relating to Suspension of Sentence	63	94	166								762
52	Lund—Creating the Utah State Institute of Fine Arts	63	95	164	403	416	417	665	724	763		321, 402
53	Holmes—Defining Unprofessional Conduct of Dentists	63	95	166	543							494
54	Holmes—Creating a State Advertising Board	63	95	240								398
55	Nelson—Relating to Motor Vehicles	64	87	268	380	433	435	536	709	731		300, 363, 375, 399, 415, 434, 540, 605, 655
56	Lamoreaux—Relating to Simulation of Court Process	64	70	132	321	400	400	818				321
57	Maw—Prohibiting Courts from Entering Deficiency Judgment	70	80									84
58	Royle—Relating to Workmen's Compensation	71	115	168	420	434						419, 437
59	Maw—Relating to Optometrists	71	95	394	579	597						563
60	Rev. & Tax. Com.—Relating to the Payment of Estate Taxes	71	80	193								762
61	Rev. & Tax. Com.—Relating to Excise Tax Levied on Motor Fuels	71	96	194								762
62	Rev. & Tax. Com.—Relating to Tax of Insurance Companies	71	80									762
63	Rev. & Tax. Com.—Assessing Metalliferous Mines	72	81	219								321, 402, 404, 762
64	Rev. & Tax. Com.—Period of Limitation on Tax Deed	72	96	133	319	337	338	751				317
65	Rev. & Tax. Com.—Relating to Collection of Tax on Real Estate	72	96	133	319	338	338	818				317
66	Rev. & Tax. Com.—Redefining Terms in Sales Tax Law	72	96	552	557	576	576	780	822	837		556
67	Rev. & Tax. Com.—Dissolution of Corporations	72	81	92	122	177	177	278	287	315	349	
68	Rev. & Tax. Com.—Voluntary Withdrawal of Corporations	73	81	92	122	177	177	278	287	316	349	
69	Huggins—Tuberculosis Sanitorium	73	97	132	407	435	436	673	725	763		402, 424

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
70	Holbrook—Transfer of County Roads to State	73	97	180								762
71	Holbrook—Relating to Liquor Control Act	73	77	149	204	264	265	443	685	733		172, 226, 231, 235, 264, 464, 465, 656, 657
72	Holbrook—Liquor and Beer Licenses	74	97	148	495	537	537	716	814	840		175, 291, 483, 491, 509, 736, 760, 764
73	Holbrook—Appropriation to State High School Fund	74	81	462	493	645	645	673	725	764		481, 533, 712
74	Nelson—Civil Service Classification	74	98	243	596	597						563
75	Nelson—Creation of Civil Service Commission	74	98	262								563, 597
76	Maw—Assessment of Public Utilitios	83	98	242	468	479	479	744	788	808		454
77	Maw—Relating to Rates of Public Utilities	83	98	242	460	479	479	744	789	810		454, 468
78	Education Com.—Vocational Education	83	99	164	611	611	612	705	725	764		569
79	Holbrook—Appropriation from Motor Vehicle Fund to State Road Commission	83	99	190								762
80	Farr, et al—Resident Hunting and Fishing Licenses	83	106	127	321	338	338	569	603	643		321
81	Maw—Relating to Deficiency Judgment in Mortgage Foreclosure	84	115	190								
82	Holbrook—Term of Members of Tax Commission	87	99	239	471	478	479	655	663	666	777	454
83	Tanner—Conveyance of Property for Bryce Park	88	106	165	563	563	563	740	789	810		539
84	Judiciary Com.—Attendance of Grand Jury Witnesses from Without the State	88	150	217	596	596	596	745	829	835		563
85	Billings—Creating Uintah Basin Branch of U. S. A. C.	88	195	241								124, 321, 586, 762
86	Holmes—Relating to Golden Gate Exposition	88	107	128								356, 762
87	Farr—Relating to Tax for Exhibits	88	107	194	594	594	594	699	749	765		539
88	Huggins—Relating to Classification of Stock	89	125	240								586, 762
89	Huggins—Enumerating General Powers of Railroad Corporations	89	125	240								586, 762

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
90	Hopkin—Relating to Books of Boards of County Commissioners	91	107	191	538	566	582	818				494
91	Huggins—Relating to Transaction of Business on Sunday	91	107	149	319	337	337	798	822	836		317
92	Judiciary Com.—Relating to Fees and Mileage of Witnesses	91	108	150	596	596	596	751	826	842		563
93	Lund—Relating to Organization of Boards of Education	91	108	180	404	417	418	512	518	527	587	402
94	Nelson—Regulation of Milk	102	180	192	559	576	582	712	790	809		539
95	Snow—Apportionment of Revenue in Equalization Fund	110	125	241	646	646	647	761	790	809		586, 594, 616
96	Thornton—Assessment of Special Taxes	110	125									
97	Thornton—Relating to Special Improvement Warrants	110	126									
98	Grover—Regulating Practices of Plumbers	110	133									762
99	Baker—Relating to Hourly Wages on Public Works	110	126	164								586, 762
100	Nelson—Relating to State Land Contracts	111	134	252	608							563, 762
101	Stevens—License Fees for Sale of Cigarettes, etc.	111	126	194								762
102	Royle—Relating to Pawnbrokers and Loan Agencies	116	126	291	615	615	616	818				586, 614
103	Royle—Regulating the Making of Small Loans	116	168	292	615	615	615	818				134, 157, 586, 614
104	Tanner—Creating Junior College at Richfield, Utah	116	169	193								321, 586, 762
105	Holmes—Providing Payment of Pensions to Sheriffs	117	134	252								762
106	Banking & Com. Com.—Relating to Deposit of Public Funds	117	169	219	405	418	418	513	518	527	677	134, 157, 402
107	Banking & Com. Com.—Relating to Quarterly Reports of Banks	117	169	219								135, 157, 762
108	Banking & Com. Com.—Relating to Dividends and Surplus	117	135	219								762
109	Nelson and Holbrook—Relating to Municipal Power Corporations	117	135	165								183, 242, 762
110	Holbrook—Abolishing the Death Penalty	117	135	239								762
111	Baker—Relating to License for Sale of Cigarettes, etc.	118	136	274	599							563
112	Farr—Creating State Civil Service Commission	118	249	394								195, 237, 563, 762
113	Lamoreaux—Relating to the G. A. R.	118	136	603								762
114	Stevens—Relating to the Central Utah Water Company	119	136	180	493	493	494	690	726	765		481

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
115	Frischknecht—Relating to the Piute Reservoir & Irrigation Co.	119	275	309	494	494	494	690	726	765		481
116	Royle—Regulation of Loans on Motor Vehicles	129										762
117	Lamoreaux—Relating to Issuance of Writs of Attachment	130	169	240								762
118	Thornton—Appropriation to Utah School for Deaf and Blind	130	150	370	492	492	492	666	709	730		481
119	Lund—Relating to Birth Certificates	141	150	168	404	417	417	818				321, 402
120	Stevens—Relating to Bird Sanctuary	141	151	218	562	577	577	713	749	766		539
121	Royle—Market Milk Sanitation	141	170	250	459	466	467	588	604	643		449, 457
122	Royle—Relating to the State Board of Health	142	181	250								387, 762
123	Lindstrom—Relating to Public Aid for Dependent Mothers	142	151		336	336	336	666	710	732		145, 175
124	Lindstrom—Relating to Old Age Pensions	142	151		336	336	336	667	727	766		145, 175
125	Lindstrom—Relating to County Aid for the Blind	143	151		336	336	336	667	710	730		145, 175, 454
126	Lindstrom—Emergency Relief in Aid of Destitute Residents of the State	143	151		336	336	337	667	710	732		145, 175
127	Lindstrom—Distribution of Inheritance Taxes	143	152		337	337	337	668	685	734		145, 175
128	Lindstrom—Providing for Public Assistance to Aged and Blind Persons in Need, etc.	143	152		235	329	329	674	829	834		145, 175, 735, 736, 815
129	Lindstrom—Relating to State Department of Public Welfare	143	152		235	335	336	674	826	832		145, 175, 329, 333, 735, 816, 817
130	Stevens—Financing Fish and Game Projects	144	152	218	575	585	585	739	776	787		539, 560
131	Huggins—Relating to Fees of the Clerk of the Supreme Court	144	153	219	594	594	594	818				539
132	Huggins—Relating to Fees to be Charged by County Clerk	144	229	291	594	594	595	818				170, 196, 539
133	Parratt—Relating to Firecrackers and Other Explosives	144	220	250	613	613	613	818				181, 196, 586
134	Hopkin and Baker—Providing for Post Graduate High School Courses	157	289	358								586, 762
135	Nelson—Relating to Privileged Communications	158	220	243								762

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
136	Grover—Relating to Dissolution of Drainage Districts	158	287	529								196, 237, 273, 762
137	Nelson—Relating to Barbers	158	275	342								181, 230, 258, 762
138	Maw—Powers and Duties of Liquor Control Commission	158	196									645
139	Huggins—Relating to Insurance Companies	159										225
140	Nelson—Relating to the Practice of Law by Judges, etc.	159	220	244								181, 196, 762
141	Nelson—Relating to Noncontested Probate Proceedings	159	182	192								762
142	Nelson—Concerning the Probate Code	172	197	241								762
143	Nelson—Relating to Sale of Property in Probate Proceedings	173	197	241								762
144	Grover—Relating to State Superintendent of Public Instruction	173	182									762
145	Nelson and Lamoreaux—1937 Validating Act	173	197	325	563	563	564	795	828	836		539
146	Nelson and Lamoreaux—Relating to State Housing Conditions	173	197	395	564	564	564	818				539
147	Nelson and Lamoreaux—Housing Cooperation Law	173	198	357	564	582	583	818				539
148	Nelson and Lamoreaux—Housing Authorities Act	174	198	357	564	583	583	818				539
149	Nelson and Lamoreaux—Relating to Eminent Domain	174	182	309	564	583	584	818				539
150	Nelson and Lamoreaux—Authorizing Housing Authorities to Exercise Right of Eminent Domain	174	198	309	566	584						539
151	Stewart—Estimate and Statement for and Levy of School Taxes	174	182	274	405	418	419	513	519	528	587	402
152	Grover and Lamoreaux—Relating to Injunctions	175	183	358								762
153	Huggins—Crecrning a State Board of Fire Control	175	183	191	406	433	433	700	750	767		402
154	Grover—Relating to Personnel of Board of Supplies and Purchase	183	220	341	458	467	470	818				248, 258, 275, 454, 459, 469
155	Nelson—Relating to Instructors in Beauty Schools	183	238	439								762
156	Nelson and Lamoreaux—Revenue Bond Law of 1937	184	230	356								539, 563, 586, 599, 762
157	Nelson and Lamoreaux—Revenue Bond Refinancing Act of 1937	184	230	358								539, 563, 586, 599, 762
158	Nelson—Relating to the State Chemist	184	198	311								762
159	Holmes—Relating to Delinquent Taxes	184	199	293								762

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and En-rolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
160	Rev. & Tax. Com.—Increase Estate Tax Rates	185	289	395								199, 762
161	Rev. & Tax. Com.—Examination and Inspection of Certified Copy of Returns and Written Statements	185	221	462	480	510	537	818				454, 492, 536
162	Huggins—Relating to Service of Summons by Publication	202	230	290								762
163	Huggins—Relating to Exemption from Tax on Sales	203	262	293	616	616	616	818				231, 237, 586, 614
164	Huggins—Relating to Purchase by Corporations of their own Stock	203	238	291								762
165	Holmes—Imposing a Franchise Tax on National Banks	203	276									398
166	Holmes—Imposing a Tax on Gross Receipts of Residents, etc.	203	238									398
167	Farr, et al—Regulating Hunting of Pheasants, etc.	225	238	327								762
168	Rev. & Tax. Com.—Relating to Lien of Special Assessments	226	231	355								762
169	Billings—Relating to Jurisdiction of Public Service Commission	232	262	427								762
170	Lund, et al—Relating to Smokeless Fuels, etc.	232	262	370	567	584						563, 762
171	Royle—Relating to Payment of Bonds	233	239		404	418	418	713	750	767		402,
172	Holmes—Relating to Mutual Benevolent and Benefit Associations	249	276									762
173	Nelson—Relating to Fees to be Charged by Justices of the Peace	249	262	325								762
174	Grover—Relating to Regulation of Traffic	249	263									762
175	Lindstrom—Relating to Price River Conservation District	249	276	393	494	494	494	691	727	767		481
176	Huggins—Relating to Terms of District Courts	263	276	325								762
177	Billings—Relating to Employment Offices	263	277	341								762
178	Billings—Commission to be Charged by Employment Agencies	263	277	341								762
179	Farr and Holmes—Age Limits for Licenses to Hunt and Fish	281	289	325								762
180	Frischknecht—Regulating Sale and Distribution of Motor Fuels	281	313	332	613	613	614	700	780	797		563
181	Lamoreaux—School Teachers' Retirement Associations	282	289									762

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
182	Lund—Relating to State Self-Help Cooperative Board	282	313	342	610	611	611	714	820	836		563
183	Holbrook and Baker—Tuitions and Fees of University and College Students	282	290	342	420	609	609	741	790	811		419, 549, 600, 608
184	Holbrook—Payment of Taxes on Interest Bearing Account	282	313	395								762
185	Holbrook—Use Tax	283	308	356	453	478	478	675	728	768		402, 405, 419, 449, 467
186	Nelson—Production and Marketing of Milk, etc.	295	342		420							322, 331, 419, 478
187	Huggins—Relating to Convicted Persons on Probation or Parole	296	314	394	595	595	595	752	831	841		563
188	Huggins—Make Uniform the Law on Fresh Pursuit	296	314	394	595	595	595	752	813	839		563
189	Huggins—Make Uniform the Procedure on Interstate Extradition	296	388	446	596	596	596	753	791	808		322, 370, 563
190	Maw—Establish a Department of Adult Parole and Probation	296	332	447	451	452	452	514	519	528	677	449
191	Grover—Establish a State Museum	296	323	438								586, 762
192	Holbrook—Assessment of Mines	297	358	395	539	554	554	635	711	733		471, 498
193	Tanner—Relating to Damage Done Private Property	297	314	354								762
194	Stevens, et al—Regulation of Transportation over Public Highways	297	369	439	458	608						449, 477, 491, 762
195	Frischknecht and Hopkin—Supervision of Water Rights	298	359	428	578	586	586	701	819	837		539
196	Nelson—Registration of Motor Vehicles	300			300	300	300	301	308	310	330	
197	Maw—Relating to the Board of Corrections	306	332	447	451	452	452	739	776	786		449
198	Maw—Custody of Prisoners While on Parole	306	323	447	451	452	452	514	520	528	677	449
199	Maw—Relating to Control of the State Prison	306	323	447	452	453	453	514	520	529	678	449, 452
200	Lund—Establish Bureau of Pensions of the Blind	306	359	439								323, 343, 351, 762
201	Huggins—Relating to Syndicalism and Sabotage	307		326	595	595	595	818				563
202	Relating to Great Basin Authority Board	318	343	427								324, 331, 494, 555, 561
203	Nelson—Unlawful Entering Upon State Lands	318	343	393	561	585	585	818				324, 332, 494, 555
204	Nelson—Relating to Control, Sale, and Lease of State Lands	318	359	393	562	576	577	818				324, 343, 351, 494, 555

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
205	Nelson—Relating to Civil Service Commission	327	369	427								762
206	Billings—Sale of Property for Delinquent Taxes	328	359	428	548	554	555	818				494
207	Holbrook—Relating to Employees of the Supreme Court	328	360	394	579	579	579	798	830	837		539
208	Grover—Relating to Teachers and Employees in Acquiring Annuities	340	360	439	680	680	680	798	812	838		662, 678, 679
209	Nelson—Permit State of Utah to be Made a Party Defendant	340	360	447								762
210	Huggins and Maw—Relating to the State Insurance Fund	343	369									762
211	Huggins—Relating to Building and Loan Associations	344	369	484	549	554	554	739	813	839		494
212	Holbrook—Relating to Produce Dealers	344	370	474	612	612	613	753	827	833		563
213	Hopkin—Relating to Utah Water Storage Commission	350	389	428	560	576	576	768	791	812		494, 555
214	Holbrook—Salary of Adjutant General	350	389	429								762
215	Nelson—Definition of a Lottery	350	389	448								370, 762
216	Snow—Relating to the Utah Academy of Sciences, Arts and Letters	351	389	604								762
217	Lamoreaux—Appointment of Members of Public Service Commission	353	390	428	481	609	609	675	711	731		510
218	Grover—Care of Persons Committed to Utah State Training School	363	390	529								586, 762
219	Farr—Regulation of Airports	364	390	429	555	555	556	714	815	840		539
220	Farr—Regulation of Aeronautics	364	390	429	556	556	556	715	780	796		539
221	Farr—Provide for an Aeronautic Fund	364	391	429	556	556	556	715	777	786		539
222	Rev. & Tax. Com.—Payment of Property Taxes on Motor Vehicles	364	391	462	471	479	479	702	751	769		454
223	Rev. & Tax. Com.—Regulating Sale of Used Automobiles	364	391	462	472	480	480	702	828	842		454
224	Huggins—Relating to Secretary, State Board of Health	365	391	440								586, 762
225	Snow—Redemption of Property Sold for Taxes	373	392	463	480	491	491	818				

SENATE BILLS—Continued

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
226	Hopkin—Creating the Great Basin Authority Board	373	392	428	560	576	576	782	820	834		494, 555, 561
227	Farr—General Powers and Duties of the Board of Supplies and Purchase	373	392	429								454, 460, 762
228	Huggins—Unlawful Practices of Brewers, etc.	373	498	569								762
229	Baker—Create a Board of Boiler Inspection	373	392									762
230	Rev. & Tax. Com.—Procedure for Collection of Taxes	374	408	463	468	478	478	782	820	835		454
231	Rev. & Tax. Com.—Collection of Tax in Cases of Waste	374	408	463	471	478	478	783	827	834		454
232	Griffin—Enlargement of Public Projects and Services	374	409	521								762
233	Huggins—Affixing Stamps to Containers of Beer	374										762
234	Rev. & Tax. Com.—Extend Period of Limitations of the Statutes	374	409	448	679	679	680	799	821	833		662, 678
235	Frischknecht—Inspection of Gasoline Vending Machines	374	409	473	614	614	615	740	792	810		563
236	Maw—Relating to Residence for the Governor	375			375	375	375	395	398	402	437	
237	Farr—Tourist License to Fish in the State of Utah	383	409	448								762
238	Holbrook—Eliminating the Office of County Assessor	383	409									762
239	Holbrook—Penalty for Giving False Information to Assessor	383	410	448								762
240	Holbrook—Assessment of Property by Tax Commission	383	410									762
241	Lamoreaux—Defining Real Estate Brokers and Salesmen	383	410	530								762
242	Lamoreaux—Preventing Frauds in Sale and Disposition of Securities	384	410									762
243	Holbrook—Statistical Statements Due Assessor	384	411	500								762
244	Holbrook—Relating to the Board of County Canvassers	384	411	449								762
245	Lund—Regulate and License Outdoor Advertising	384	426	485								762
246	Stewart—Number and Boundaries of Municipal Wards	384	411	499	759							758, 762
247	Holbrook—Relating to the State Prison	385	414	463	481	493	493	783	821	833		

SENATE BILLS—Continued

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248	Thornton, et al—Division of Counties into Representative Districts	385	411	602	613	613	613	716	728	769		609
249	Holmes—Facilitate Cooperation of This State With Other Units of Government	385	427									762
250	Stewart—Place a Bronze Plate on Governor's New Mansion	449	461	499	549	555	555	818				494
251	Holmes—Legal Holiday, Commemoration of Formation of the Constitution of the United States	456	461	530								762
252	Rev. & Tax. Com.—Imposing Franchise Tax Upon Financial Corporations	466	515	551	556	557	557	716	729	769		
253	Maw—Plea of Insanity in Criminal Cases	470	520	557	615	615	615	734	814	841		498, 509, 586, 614
254	Maw—Acquisition of Chamber of Commerce Building	483	485	601	601	602	602	745	792	808		525
255	Huggins—Relating to the Territory of the Migratory Bird Refuge	509	529	593								762
256	Sifting Com.—Attorney General to Protect Lands	586			586	586	587	799	830	841		
257	Farr—Appropriation for Support of the State Government	721		746	721	747	747	818				
258	Farr—General Tax Levy	721		747	721	748	748	818				

SENATE JOINT RESOLUTIONS

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
1	Holbrook—Relating to World's Fairs	41	45	56	64	65	65	123	124	131		
2	Thornton—Relating to the Proceeds of Lands	101	108	163								762
3	Thornton—Relating to Rate of Taxation, etc.	102	109	163								762
4	Stevens—Relating to Motor Vehicle Registration License Fees	102	109	133								762
5	Baker—Relating to the Supreme Court	102	136	167	548	554	554	818				494
6	Appropriation Com.—Prohibit Appropriations to Private Agencies	129			129	129	129	223				
7	Huggins and Parratt—Relating to Appointing of a Utah Judge to U. S. Tenth Circuit Court	185			186	186	187	222	225	247		
8	Nelson, et al—Limitation of Levies	295	312	355								762
9	Nelson, et al—Taxation of Tangible and Intangible Property	295	313	355								762
10	Maw—Relating to County Attorneys' Election Terms	299	474	530								762
11	Snow—Duration and Recess of Legislative Session	385	412									762
12	Holmes—Eliminate Tax on Tangible Property for All State Purposes	385	415	464								762
13	Holmes—Relating to Taxation of Property Where Situated	386	412	464								762
14	Holmes—Providing that State Expenditures be Kept within Revenues	386	412	464								762
15	Holmes—Relating to Rate of Taxation	386	426	464								762
16	Lund—Erection of a Memorial on Fort Douglas Military Reservation	386	412	485								762
17	Maw—Exemption From Taxation	547	551	604								663, 762

SENATE CONCURRENT RESOLUTIONS

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
1	Lamoreaux—Relating to Inter-American Peace Conference	111	127	167								762
2	Lamoreaux—Relating to Military Policy of the United States	328	360	393								762

SENATE RESOLUTIONS

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
1	Holbrook—Providing For An Investigating Committee	759			759	759						761, 802
2	Stewart—Inviting People to Come to Utah	785			786	786						

SENATE JOINT MEMORIALS

Number	AUTHOR — SUBJECT	Introduced and Read First Time	Revision and Enrolling Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Communication from House	Signed by President	Signed by Speaker	Action of Governor	Further Reference
1	Parratt—Relating to Junior Colleges	226	229	294	404	417	417	553				402
2	Royle—Relating to Promotion of Mining of Coal, etc.	298	312									762

SENATE CONCURRENT MEMORIALS

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1	Hopkin—Transfer to Utah of Agencies from Washington, D. C., Dealing with Western Matters	87	108	149	226	305	305	361	387	401	444	183
2	Parratt—Relating to the Harrison-Fletcher Bill	298	312	463								762
3	Holmes—Relating to the Silver Bullion Depository	328	361	393								762

HOUSE BILLS

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
1	Bonacci—Relating to Workmen's Compensation	85	168	189	264	267	372	372	453	203, 265
2	Ramey—Election of School Board Members	138	461	758		784				691, 784
3	Ramey—Relating to Boards of Education	139	192	268		784				461, 691, 784
4	Hale, et al—Protect Trade-Mark Owners, etc.	344	484	511	523	524	588	588		494, 536
5	Ramey—Relating to the Practices of Plumbers	247	311	450	457	510	589	589		438
6	Taylor—Prescribing Time for Beginning Actions by the State	85	132	187	187	187	248	248	350	202, 224, 231
7	Hale, et al—Making Certain Unfair and Discriminatory Practices Unlawful	361	485	512	524	524	589	589		494, 515, 536
8	Hale, et al—Commission to Regulate Conduct of Business and Trade	345	484	516	524	525	590	590		494, 541
9	Pett—Relating to Dissuading Patronage of Business	260	341	432	444	444	503	503	628	432, 454
10	Pett—Relating to Syndicalism and Sabotage	171	239	268		283				
11	Selvin—Regulate Payment of Wages or Compensation	171	250	285	307	346	670	670		371, 396, 441, 455, 486, 525, 573
12	Loveless—Relating to Crop Pests	99	127	130	130	130	171	171	258	
13	Bonacci—Safety of Persons Employed in Coal Mines	100	326	758		758				432, 500, 691
14	Pett and Bonacci—Calling State Militia Into Service	178	252	450		450				438
15	Burton—Relating to Abstracters	123	244	283	284	284	442	442	535	
16	Holbrook—Relating to County Mutual Fire and Lightning Insurance Co.	153	309	352	365	366	456	456	542	340
17	Burton—Creation of Municipal Bands and Orchestras	186	293	366	431	431				340, 441, 456, 486, 492, 525, 550, 598
19	Bennion, et al—Homestead Exemption	442	485	532	621	622	754	754		494, 670
20	Bennion—Powers of the County Board of Equalization	455	500	533	645	645	737	737		515
24	Bennion—Collection of Stamp Tax	628	651	663		663				657
26	Brewster—Desposition of Chattel Mortgages	137	166	188	189	189	245	245	339	188, 223

HOUSE BILLS—Continued

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
27	Hadley—Taxing Attorneys' Fees and Costs	570	604	692	692	693	793	793		662, 736
28	Twitchell—Investment of Funds Administered by State Land Board	153	192	268	268	268	317	317	425	
29	Burton—Relating to Assistant Pharmacists	472	530	743	743	743	793	793		691
30	Holbrook—License Fees for License as a Commission Merchant, etc.	314	439			784				784
31	Brewster—Inspection of County Recorders' Records	137	165	187	188	188	245	245	339	224
32	Calder—Classification of State Roads	396	436	436	445	511	671	671		458, 478, 510, 540, 548, 568, 597, 622
33	Calder—Levying of a Road Tax	363	413	437	445	445	503	503	668	436
34	Calder—Appropriation to Road Commission from M. V. R. F.	363	413	437	445	445	503	504	629	436
38	Hummer—Placing of Children	179	250	288	305	306	504	504	629	
41	Stringham—Annual Financial Statement of County Auditor	261	292			784				268, 279, 784
42	Stringham—Official Bonds of County and Precinct Officers	185	191	267	284	284	372	372	453	
43	Taylor—Escheating Unclaimed Assets	476	530	648	648	649	737	737		623, 668
46	Jensen—Relating to Dairy Food and Drug Products, etc.	331	473	517	517	517	590	590		494
51	Whiting—Relating to Trespassing on Mines or Mining Claims	261	326	367	431	431	504	505	630	367
54	Holbrook—Relating to Title Insurance Companies	244	273	366	430	430	474	475	630	340
56	Whiting and Law—Relating to Trapping and Killing of Beaver	245	274	366	430	431	475	475	630	340
57	Ingleby—Appropriation for Portrait of Governor Blood	505	531	659	659	659	754	755		657, 689
59	Spence—Rate of Pay on Public Works	505	522	742		742				691
60	Lundell—Exempt Producers From Sales Tax	591	651	742	743	743	807	808		691
61	Jensen, T. W.—Relating to State Board of Agriculture	248	354	367	431	431	475	475	631	367
62	Peterson—Providing for Adult Education	705		705	705	706	793	794		735
63	Spence, et al—Creating the Labor Relations Board	570	604	663	663	663	781	782		623, 657, 689
64	Maw—Disposal of County Warrants	235	287	446	457	457	506	506	631	438

HOUSE BILLS—Continued

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
65	Spence—Period of Employment of Underground Mine Workers	413	427	432	444	445	506	507	631	432, 455
66	Eynon—Licensing of Wineries and Distilleries in the State	280	312	351	352	353	476	476	632	340
68	Ablett—Publication of Annual Financial Statements by Cities and Towns	280	311	742		742				691
69	Pack—Indexing of Assessment Rolls	247	292	446	457	457	507	507	632	432, 433
70	Brewster—Assessment of Property	455	499	695	695	695	794	794		691
71	Holbrook—Liberalizing Tax Redemption	553	651	693	704	704	806	806		691, 703, 729, 770
73	Twitchell and Bennion—Relating to the State Land Board	571	626	648	661	662	737	738		623, 671
75	Bonacci—Relating to Motor Vehicles	553	626			784				691, 784
77	Twitchell—Redemption of Foreclosures	279	294	433	445	445	507	507	632	432, 455
78	Twitchell—Giving of Security for Costs on Demand	488	531	695	695	695	771	771		691
79	Granger—Relating to Livestock; Marks and Brands	717				784				784
83	Holbrook and Granger—Issuance of Tokens; (Sales Tax)	465	499	517	532	532	571	572		515, 541
87	Holbrook—Vendors to Collect Tax from Consumers	476	531	695		695				691
89	Weggeland—Recording of Auditor's Warrant	632	652	681	681	682	771	771		662
90	Granger—Defective Railroad Equipment	465	522	680	680	680	805	805		657
91	Aird, et al—Relating to Municipal Power Corporations	488	522	660		660				657
92	Judiciary Com.—Relating to Purjury	489	531	649	649	649	738	738		623, 669
93	Judiciary Com.—District Attorneys to Represent the State	489	531			784				623, 649, 784
94	Judiciary Com.—Relating to Perjury and Subordination of Perjury	490	532	649	678	678	794	794		623
95	Judiciary Com.—Relating to Indictments	490	532	649	650	650	738	738		623, 669
96	Aird and Jacob—Special Improvement Warrants	591	652	693	693	693	772	772		691
97	Aird and Jacob—Assessment of Special Taxes	633	652	693	693	694	772	722		691
102	Agriculture Com.—Weeds on Canal Banks	591	627	694	694	695	772	772		691
103	Education Com.—Teachers' Retirement Fund	633	652	661	679	681	823	823		657, 663, 680

HOUSE BILLS—Continued

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
107	Marthakis, et al—Donations to the University of Utah, etc.	707		707	707	707	773	773		735
111	Boyden—Relating to Agricultural Cooperative Associations	572	602	658	658	658	806	806		623, 689
112	Selvin—Relating to Road Commission (Highway Safety)	507	535	699	699	699	802	803		691, 735
131	Pack—Date When Unpaid Taxes Become Delinquent	642	653			784				691, 784
142	Granger—Relating to Meeting of the Board of County Commissioners	592	653	682	682	682	773	773		662
144	Loveless—Relating to Bonding Licensed Dealers	508	683			784				691, 784
149	Education Com.—Relating to School Levies	643	644	661	661	661	755	755		657
150	Education Com.—Reserving Minerals on State Farms	490	627	658	658	658	755	755		623
151	Education Com.—Revenue for Uniform School Fund	508	627	680	692	692	773	774		623, 657
152	Education Com.—Creating Uniform School Fund	508	627	658	658	659	755	756		623
156	Eynon, et al—Relating to Treatment of Human Ailments	580	605			784				691, 784
157	Jensen, T. W.—Relating to Weights and Measures	636	683			784				691, 784
161	Hummer—Regulating Sales of Prophylactics	509	522	660	660	661	774	774		657, 689
164	Jensen, T. W.—Relating to Flood Control Districts	487	492	517	647	647	831	831		494, 523, 689
167	Winder—Relating to Mutual and Mutual Assessment Companies	592	664	681	681	681	782	782		662
168	Allen—Relating to Mutual Benevolent Associations	634	664	693	693	693	823	824		691
173	Watson, et al—Utah Conservation Foundation	581		584	584	585	635	635		592
175	Mitchell, et al—Relating to Farm Lands Acquired by State	572	627	648	678	678	795	795		623
182	Poulson and Garff—Creating Investigating Committee	717				802				
197	Moody, et al—Personal Expense for Legislators	371		372		784				398, 784
198	Spence, et al.—Licensing Games of Skill	637	653			784				784
199	Whiting—Relating to Right of Aliens to Fish	640	664	694	694	694	774	774		691
200	Jacob—Relating to Metropolitan Water Districts	542	628	657	678	679	806	807		623, 736
201	Jacob—Appropriating Waters in Natural Streams	543	628	657	657	658	756	756		623

HOUSE BILLS—Continued

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
207	Granger—Relating to Unemployment Compensation	636	676	681	699	699	803	804		662
215	Hummer—Appropriation, Harold S. Sheridan	801		801	801	801	824	824		
223	Hadley—Relating to the State Industrial School	637	653	694	694	694	774	775		691
226	Marthakis—Definition of Common Motor Carriers, etc.	703		703		722				722
239	Brewster—Registration of Motor Ambulances, etc.	642	653	694		694				691
243	Mathis—Relating to Salaries of Officers	637	654			784				691, 784
244	Low—Establishment of Bank Branch Offices	500		501	501	501	573	573		
245	Bennion, et al—Issuance and Sale of District Bonds	638	654	659	679	679	803	803		657, 795
246	Bennion, et al—Relating to Investment of Redemption Funds	639	654	659	660	660	756	756		657, 690
247	Bennion, et al—Relating to Investment of Funds	639	644			657				657
248	Weggeland—Appropriation, Legislature	541		541	541	541	592	593	671	
249	Bennion—Payment of Expenses of the State Land Board	640	644	660	660	660	756	757		657
250	Weggeland—Appropriation, Support of the State Government	796		796	796	796	824	824		
251	Weggeland—Revenue for Support of the State and High School Purposes	800		801	801	801	822	823		
252	Watson—License Tax on Sale of Natural Gas	655	684			784				691, 742, 784

HOUSE JOINT RESOLUTIONS

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
1	Selvin—Relating to Hours of Work on Public Works	281	341	450	457	457	502	502		438
2	Bennion—Relating to Compensation of Members of the Legislature	138	252	366		367				340
3	Joint Com.—Compensation of Legislative Employees	75		75	75	75	85	85		
4	Taylor—Relating to the Rate of Taxation	260	275	346	348	348	440	440		321, 371
5	Taylor—Relating to the Proceeds of Lands	260	274	347	347	438	440	441		321, 346, 371
7	Petersen—Relating to the Bankhead-Jones Act	641		682	682	682	775	775		736
8	Weggeland—Providing an Investigation for state Governmental Depts.	259		259	259	259	316	317		
12	Mason, et al—Compensation of Members of the Legislature	641	654	741	741	742				691
13	Mason, et al—Relating to Duration of Legislative Sessions	641		722	742	742				682, 691
14	Brewster—Erection of a Memorial on Fort Douglas M ilitary Reservation	477	499	784	785	785	804	805		691, 797
15	Marthakis, et al—Impounding of Records of Special Investigating Com.	672		672	672	672	805	805		
16	Marthakis, et al—Committee to Investigate Legislative Members	802		802	802	802	832	832		

HOUSE CONCURRENT RESOLUTIONS

1	Burton, et al—Congratulating President Roosevelt on His Birthday	139		139	139	139	147	147		

HOUSE JOINT MEMORIALS

Number	AUTHOR — SUBJECT	Received and Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by Speaker	Signed by President	Action of Governor	Further Reference
1	Granger—Opposing Passage of H.B.H.R. 1668	178	273	352	365	365	501	501		321, 340
2	Low and Granger—Opposing Importation of Livestock	488	523			784				691
3	Marthakis, et al—Relating to U. S. Supreme Court	345				784				691
4	Marthakis, et al—Relating to C. C. C. Camps	299	558	558	558	558	593	593		569
5	Marthakis, et al—Eradication of Obnoxious Weeds	465		466	466	466	501	502		
6	Marthakis, et al—Relating to Stealing of Cattle	638		691	692	692	797	798		682, 736
7	Marthakis, et al—Urging Passage of H. R. 5028	784		784	784	784	804	804		

HOUSE CONCURRENT MEMORIALS

1	Spence—Regulating the Hours of Labor in Industry	138	168	188	204	204	246	246	349	
5	Stringham—Eradicate Venereal Disease	527	605			784				691, 784
6	Mitchell—Appropriation to Uintah and Duchesne Counties	502	684	744	744	744	807	807		691
7	Pectol and Pratt—Governing Issuance of Grazing Permits	640	684			784				691, 784
8	Holbrook—Relating to National Reclamation	487	523			784				691, 784

GOVERNOR'S ACTION ON SENATE BILLS

No.	Author	Subject	Signed by Governor	Vetoed by Governor
1	Maw & Royle	Direct Primary Law	March 22	
2	Maw	Old Age Assistance	March 23	
4	Maw	Disposition of Revenue Derived from the Sales Tax	March 23	
5	Maw	Firemens' Pension Fund	March 19	
6	Lindstrom	Junior College at Price, Utah	Feb. 20	
8	Nelson	Creating Department of Justice		March 23
13	Billings	Coordination with F. H. A.	Feb. 4	
17	Hopkin, Holmes	Distribution of Taylor Grazing Funds	Feb. 9	
19	Royle	Recognizing Assignment by Employees	Feb. 20	
25	Lamoreaux	Deputizing of Employees	Feb. 15	
27	Royle	Requiring Registration with Industrial Commission	Feb. 16	
28	Royle	Registration of Labor Organizations with Industrial Commission	Feb. 15	
29	Nelson	Expiration of Automobile Registration	Jan. 15	
30	Stevens	Establishment of Branch Bank Offices	Feb. 16	
31	Grover	Regulating the Business of Land Value Insurance	March 22	
34	Royle	Relating to the Duties of Industrial Commission	Feb. 20	
38	Lund	Designation of a State Song	Feb. 24	
39	Grover	Relating to Mosquito Abatement Districts	Feb. 24	
42	Holbrook	Apportionment of State High School Fund		March 23
47	Farr,et. al.	Relating to Fish and Game	Feb. 25	
52	Lund	Creating the Utah State Institute of Fine Arts	March 17	
55	Nelson	Relating to Motor Vehicles	March 22	
66	Rev. & Tax.	Redefining Terms in Sales Tax Law	March 23	
67	Rev. & Tax	Dissolution of Corporations	Feb. 16	
68	Rev. & Tax.	Voluntary Withdrawal of Corporations	Feb. 16	
69	Huggins	Tuberculosis Sanitorium	March 23	
71	Holbrook	Relating to Liquor Control Act	March 23	
72	Holbrook	Liquor and Beer Licenses	March 23	
73	Holbrook	Appropriation to State High School Fund	March 23	
76	Maw	Assessment of Public Utilities	March 22	
77	Maw	Relating to Rates of Public Utilities	March 22	
78	Education	Vocational Education	March 22	
80	Farr,et. al.	Resident Hunting and Fishing Licenses	March 16	
83	Holbrook	Term of Members of Tax Commission	March 13	
83	Tanner	Conveyance of Property for Bryce Park	March 17	
84	Judiciary	Attendance of Grand Jury Witnesses from without the State	March 17	
87	Farr	Relating to Tax for Exhibits	March 18	
91	Huggins	Relating to Transaction of Business on Sunday	March 23	
92	Judiciary	Relating to Fees and Mileage of Witnesses	March 20	
93	Lund	Relating to Organization of Boards of Education	March 6	
94	Nelson	Regulation of Milk	March 22	
95	Snow	Apportionment of Revenue in Equalization Fund	March 20	
106	Bank. & Com.	Relating to Deposit of Public Funds	March 10	

GOVERNOR'S ACTION ON SENATE BILLS—Continued

No.	Author	Subject	Signed by Governor	Vetoed by Governor
114	Stevens	Relating to the Central Utah Water Company	March 22	
115	Frischknecht	Relating to the Piute Reservoir and Irrigation Company	March 22	
118	Thornton	Appropriation to Utah School for Deaf and Blind	March 18	
120	Stevens	Relating to Bird Sanctuary	March 18	
121	Royle	Market Milk Sanitation	March 19	
123	Lindstrom	Relating to Public Aid for Dependent Mothers		March 23
124	Lindstrom	Relating to Old Age Pensions		March 23
125	Lindstrom	Relating to County Aid for the Blind		March 23
126	Lindstrom	Emergency Relief in Aid of Destitute Residents of the State		March 23
127	Lindstrom	Distribution of Inheritance Taxes	March 19	
128	Lindstrom	Providing for Public Assistance to Aged and Blind Persons in Need, etc.	March 23	
129	Lindstrom	Relating to State Department of Public Works	March 23	
130	Stevens	Financing Fish and Game Projects	March 18	
145	Nelson, et. al.	1937 Validating Act	March 17	
151	Stewart	Estimate and Etatement for and Levy of School Taxes	March 6	
153	Huggins	Creating a State Board of Fire Control	March 20	
171	Royle	Relating to Payment of Bonds	March 19	
175	Lindstrom	Relating to Price River Conservation District	March 22	
180	Frischknecht	Regulating Sale and Distribution of Motor Fuels	March 22	
182	Lund	Relating to State Self-Help Cooperative Board	March 23	
183	Holbrook, et. al.	Tuitions and Fees of University and College Students	March 18	
185	Holbrook	Use Tax	March 23	
187	Huggins	Relating to Convicted Persons on Probation or Parole	March 17	
188	Huggins	Make Uniform the Law on Fresh Pursuit	March 17	
189	Huggins	Make Uniform the Procedure on Interstate Extradition	March 22	
190	Maw	Establish a Department of Adult Parole and Probation	March 10	
192	Holbrook	Assessment of Mines	March 22	
195	Frischknecht	Supervision of Water Rights	March 19	
196	Nelson	Registration of Motor Vehicles	Feb. 15	
197	Maw	Relating to the Board of Corrections	March 22	
198	Maw	Custody of Prisoners While on Parole	March 10	
199	Maw	Relating to Control of the State Prison	March 10	
207	Holbrook	Relating to Employees of the Supreme Court	March 17	
208	Grover	Relating to Teachers and Employees in Acquiring Annuities	March 17	
211	Huggins	Relating to Building and Loan Associations	March 20	

GOVERNOR'S ACTION ON SENATE BILLS—Continued

No.	Author	Subject	Signed by Governor	Vetoed by Governor
212	Holbrook	Relating to Produce Dealers	March 23	
213	Hopkin	Relating to Utah Water Storage Commission	March 19	
217	Lamoreaux	Appointment of Members of Public Service Commission	March 23	
219	Farr	Regulation of Airports	March 22	
220	Farr	Regulation of Aeronautics	March 22	
221	Farr	Provide for an Aeronautical Fund	March 22	
222	Rev. & Tax.	Payment of Property Taxes on Motor Vehicles	March 20	
223	Rev. & Tax.	Regulating Sale of Used Automobiles	March 20	
226	Hopkin	Creating the Great Basin Authority Board	March 17	
230	Rev. & Tax.	Procedure for Collection of Taxes	March 19	
231	Rev. & Tax.	Collection of Tax in Cases of Waste		
234	Rev. & Tax.	Extend Period of Limitations of the Statutes	March 19 March 22	
235	Frischknecht	Inspection of Gasoline Vending Machines		March 23
236	Maw	Relating to Residence for the Governor	Feb. 24	
247	Holbrook	Relating to the State Prison	March 23	
248	Thornton	Division of County into Representative Districts	March 23	
252	Rev. & Tax.	Imposing Franchise Tax upon Financial Corporations	March 22	
253	Maw	Plea of Insanity in Criminal Cases	March 20	
254	Maw	Acquisition of Chamber of Commerce Bldg.	March 20	
256	Sifting Com.	Attorney General to Protect Lands	March 22	

GOVERNOR'S ACTION ON HOUSE BILLS

No.	Author	Subject	Signed by Governor	Vetoed by Governor
1	Bonacci	Relating to Workman's Compensation	Feb. 25	
4	Hale, et. al.	Protect Trade-Mark Owners, etc.	March 23	
5	Ramey	Relating to the Practices of Plumbers	March 22	
6	Taylor	Prescribing Time for Beginning Actions by the State	Feb. 16	
7	Hale, et. al.	Making Certain Unfair and Discriminatory Practices Unlawful	March 23	
8	Hale, et. al	Commission to regulate Conduct of Business and Trade	March 23	
9	Pett	Relating to Dissuading Patronage of Business	March 9	
11	Selvin	Regulating Payment of Wages or Compensation	March 16	
12	Loveless	Relating to Crop Pests	Feb. 5	
15	Burton	Relating to Abstracters	March 3	
16	Holbrook	Relating to County Mutual Fire and Lightning Insurance Company	March 4	
19	Bennion, et. al.	Homestead Exemption		March 23
20	Bennion	Powers of the County Board of Equalization		March 23
26	Brewster	Dispositon of Chattel Mortgages	Feb. 13	
27	Hadley	Taxing Attorney's Fees and Costs	March 17	
28	Twitchell, et.al.	Investment of Funds Administered by State Land Board	Feb. 20	
29	Burton	Relating to Assistant Pharmacists	March 18	
31	Brewster	Inspection of County Recorders' Records	Feb. 13	
32	Calder	Classification of State Roads	March 22	
33	Calder	Levying of a Road Tax	March 9	
34	Calder	Appropriation to Road Commission from Motor Vehicle Registration Fund	March 9	
38	Hummer	Placing of Children	March 6	
42	Stringham	Official Bonds of County and Precinct Officers	Feb. 24	
43	Taylor	Escheating Unclaimed Assets	March 19	
46	T. W. Jensen	Relating to Dairy Food and Drug Products, etc.	March 16	
51	Whiting	Relating to Trespassing on Mines or Mining Claims	March 6	
54	Holbrook	Relating to Title Insurance Companies	March 6	
56	Whiting & Low	Relating to Trapping and Killing of Beaver	March 6	
57	Ingleby	Appropriation for Portrait of Governor Blood	March 17	
60	Lundell	Exempt Producers from Sales Tax	March 22	
61	T. W. Jensen	Relating to State Board of Agriculture	March 6	
62	Peterson	Providing for Adult Education	March 23	
63	Spence, et. al.	Creating the Labor Relations Board	March 22	
64	Maw	Disposal of County Warrants	March 8	
65	Spence	Period of Employment of Underground Mine Workers	March 8	
66	Eynon	Licensing of Wineries and Distilleries in the State	March 6	
69	Pack	Indexing of Assessment Rolls	March 8	
70	Brewster	Assessment of Property	March 17	
71	Holbrook	Liberalizing Tax Redemption	March 20	

GOVERNOR'S ACTION ON HOUSE BILLS—Continued

No.	Author	Subject	Signed by Governor	Vetoed by Governor
73	Twitchell, et.al.	Relating to the State Land Board	March 20	
77	Twitchell	Redemption of Foreclosures	March 8	
78	Twitchell	Giving of Security for Costs on Demand	March 17	
83	Holbrook, et.al.	Issuance of Tokens (Sales Tax)	March 17	
89	Weggeland	Recording of Auditor's Warrants	March 18	
90	Granger	Defective Railroad Equipment	March 23	
92	Judiciary Com.	Relating to Perjury	March 19	
94	Judiciary Com.	Relating to Perjury and Subordination of Perjury	March 17	
95	Judiciary Com.	Relating to Indictments	March 17	
96	Aird & Jacob	Special Improvement Warrants	March 20	
97	Aird & Jacob	Assessment of Special Taxes	March 20	
102	Agri. Com.	Weeds on Canal Banks	March 20	
103	Edu. Com.	Teachers' Retirement Fund	March 23	
107	Spence, et. al	Donations to the University of Utah, etc	March 17	
111	Boyden	Relating to Agricultural Cooperative Associations	March 18	
112	Selvin	Relating to Road Commission (Highway Safety)	March 20	
142	Granger	Relating to Meeting of the Board of County Commissioners	March 17	
149	Edu. Com.	Relating to School Levies	March 22	
150	Edu. Com.	Reserving Minerals on State Farms		March 23
151	Edu. Com.	Revenue for Uniform School Fund	March 22	
152	Edu. Com.	Creating Uniform School Fund	March 22	
161	Hummer	Regulating Sales of Prophylactics	March 23	
164	T. W. Jensen	Relating to Flood Control Districts	March 23	
167	Winder	Relating to Mutual Assessment Companies	March 17	
168	Allen	Relating to Mutual Benevolent Associations	March 19	
173	Watson, et. al.	Utah Conservation Foundation	March 23	
175	Mitchell, et. al.	Relating to Farm Lands Acquired by State		March 23
199	Whiting	Relating to Right of Aliens to Fish	March 17	
200	Jacob	Relating to Metropolitan Water Districts	March 20	
201	Jacob	Appropriating Waters in Natural Streams	March 23	
207	Granger	Relating to Unemployment Compensation	March 18	
215	Hummer	Appropriation, Harold E. Sheridan	March 20	
223	Hadley, et. al.	Relating to the State Industrial School	March 17	
244	Low	Establishment of Bank Branch Offices	March 16	
245	Bennion, et. al.	Issuance and Sale of District Bonds	March 23	
246	Bennion, et. al.	Relating to Investment of Redemption Funds		March 22
248	Weggeland	Appropriation, Legislature	March 10	
249	Bennion, et. al.	Payment of Expenses of the State Land Board	March 22	
250	Weggeland	Appropriation, Support of the State Government	March 23	
251	Weggeland	Revenue for Support of the State and High School Purposes	March 23	

RESOLUTIONS AND MEMORIALS PASSED

SENATE CONCURRENT MEMORIALS

No.	Author	Subject	Signed by Governor
1	Hopkin	Transfer to Utah of Agencies from Washington, D. C., Dealing with Western Matters	Feb. 24

HOUSE CONCURRENT RESOLUTION

No.	Author	Subject	Signed by Governor
1	Burton, et. al.	Congratulating President Roosevelt on His Birthday	Jan. 29

HOUSE CONCURRENT MEMORIALS

No.	Author	Subject	Signed by Governor
1	Spence	Regulating the Hours of Labor in Industry	Feb. 16
6	Mitchell	Appropriation to Uintah and Duchesne Counties	March 17

COMMUNICATIONS FROM THE GOVERNOR

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Appointments	777
Appointments	799
Communication (Adjournment	825

SENATORS AND COMMITTEES ON WHICH THEY SERVE

	Agriculture and Irrigation	Appropriations and Claims	Banking and Commerce	Education	Fish and Game	Health and Labor	Highways	Judiciary	Mining and Smelting	Public Institutions	Revenue and Taxation	Revision and Enrolling	Rules and Contingent Expense	Social Relations and Relief	State and Municipal Affairs
Baker		+		C				+		+	+				
Billings	+		+		+		+					+			
Farr					C		+				+				+
Frischknecht		+					+				C			+	+
Holbrook	+	C						+	+						
Holmes	+				+		+				+				
Hopkin	C			+	+						+				
Huggins		+	+			+		C			+				
Griffin			+					+		+	+		+		
Grover		+				+					+		C	+	
Lamoreaux			+						C					+	+
Lindstrom		+				+			+	C					+
Lund		+		+		+							+	C	
Nelson	+	+			+			+							C
Parratt		+		+								C		+	
Peterson					+		+		+	+					
Royle		+				C				+	+				
Snow		+		+							+	+		+	
Stevens	+		+		+		C								+
Stewart			C	+				+	+						
Tanner	+						+	+		+					
Thornton			+	+						+					+

C Chairman of Committee + Committee Member